



# Kansas Register

Ron Thornburgh, Secretary of State

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## State of Kansas

**Legislature**  
**Interim Committee Schedule**

The following committee meetings have been scheduled during the period of September 1 through September 14:

Date	Room	Time	Committee	Agenda
September 2	519-S	10:00 a.m.	SRS Transition Oversight Committee	2nd & 3rd: Discussion on LTC Ombudsman Program and HCBS/FE waiver. 4th: Presentation by Kansas Respond, re: Welfare Reform; testimony from SRS advisory councils.
September 3	519-S	9:00 a.m.		
September 4	519-S	9:00 a.m.		
September 2	313-S	10:00 a.m.	Task Force on Retail Wheeling	Deliberations on draft legislation. Report by NRRI on securitization and economic impact.
September 3	313-S	9:00 a.m.		
September 4	313-S	9:00 a.m.		
September 5	313-S	9:00 a.m.		
September 8	519-S	9:00 a.m.	House Rules and Journal Committee	Agenda unavailable.
September 9	519-S	10:00 a.m.	Special Committee on Governmental Organization	Hearing and committee discussion on Study Topic #3 - Competitive Bidding for Government Services and Ethics Reform for Lobbyists and Legislators.
September 10	519-S	9:00 a.m.		
September 10	123-S	10:00 a.m.	Legislative Coordinating Council	Legislative matters.
September 10	527-S	1:30 p.m.	Confirmation Oversight	Agenda unavailable.

Emil Lutz  
Director of Legislative  
Administrative Services

Doc. No. 019573

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## State of Kansas

## Board of Indigents' Defense Services

## Notice of Meeting

The State Board of Indigents' Defense Services will meet at 1 p.m. Friday, September 5, in the board conference room, 714 S.W. Jackson, Suite 200, Topeka. Any individual with a disability may request accommodation in order to participate in the meeting. Requests for accommodation should be made at least five working days in advance of the meeting by contacting Carol Alexander at (785) 296-4505. For additional information, contact Natalie Haag at the address and phone number above.

Natalie G. Haag  
Executive Director

Doc. No. 019569

## State of Kansas

Department of Commerce  
and HousingNotice Concerning Kansas Small Cities CDBG  
and Kansas Disaster Recovery Programs

Public notice is hereby given that according to Title I of the Housing and Community Development Act of 1974, as amended and in compliance with sections 104(e) of the Act:

(e) Each grantee [i.e. the State of Kansas] shall submit to the Secretary [i.e. of the U.S. Department of Housing and Urban Development], at a time determined by the Secretary, a performance and evaluation report concerning the use of funds made available under Section 106, together with an assessment by the grantee of the relationship of such use to the objectives identified in the grantee's statement under subsection (a) and to the requirements of subsection (b)(3). Such report shall also be made available to the citizens in each grantee's jurisdiction in sufficient time to permit such citizens to comment on each report prior to its submission, and in such manner and at such times as the grantee may determine. The grantee's report shall indicate its programmatic accomplishments, the nature of the reasons for changes in the grantee's program objectives, indications of how the grantee would change its programs as a result of its experiences and an evaluation of the extent to which its funds were used for activities that benefited low- and moderate-income persons. The report shall include a summary of any comments received by the grantee from citizens in its jurisdiction respecting its program.

Copies of the Performance and Evaluation Report may be reviewed or obtained at the Kansas Department of Commerce and Housing, 700 S.W. Harrison, Topeka, from 8 a.m. to 5 p.m., Monday through Friday.

Written comments on the Performance and Evaluation Report will be received until 5 p.m. Friday, September 19, in the offices of the Kansas Department of Commerce and Housing, 700 S.W. Harrison, Topeka, 66603-3712.

Submission of the Performance and Evaluation Report deadline to HUD is September 30.

Gary Sherrer  
Secretary of Commerce  
and Housing

Doc. No. 019580

## State of Kansas

Department of Commerce  
and HousingNotice of Regional Forums on  
Housing 2000—Kansas Priorities

The Governor's Commission on Housing and the Kansas Department of Commerce and Housing will present six regional forums on Housing 2000—Kansas Priorities to obtain citizen input on how the state can better assist communities with their housing needs.

The Housing 2000 forums will serve as public hearings for input on housing issues in the Kansas Consolidated Plan for federal fiscal year 1998 (state fiscal year 1999).

Cities, counties, developers, builders, contractors, bankers, realtors, owners, renters, Chambers of Commerce and others are invited to participate in the Housing 2000 forums. The agenda will include:

- **Housing Needs**—Data on needs, results of programs.
- **Housing Trust Fund**—Revenue sources, uses of funds.
- **Housing Development Corporation**—Formation, expansion of activities.
- **Housing Authorizations**—Partnerships, current and future activities.

Housing 2000 participants will be asked to complete a survey on state housing activities. Results of the survey will be included in a report to the Governor and the Kansas Legislature. Also, a Housing Fair of information about current programs and services will be set up at the forums.

All Housing 2000 forums will be from 8:30 a.m. to noon. The schedule of Housing 2000 forums is as follows:

Date	Place	City
September 23	Plaza Inn 1911 E. Kansas Ave.	Garden City
September 24	Holiday Inn 3603 Vine	Hays
September 25	Bicentennial Center 800 Midway	Salina
September 30	Reardon Center 500 Minnesota Ave.	Kansas City, KS
October 1	Sedgwick County Extension Service 7000 W. 21st North	Wichita
October 2	Municipal Auditorium 503 N. Pine	Pittsburg

All meeting places are accessible to persons with disabilities. If you need special assistance, call 1-800-752-4422 or (785) 296-3487 (TTY). For further information about the Housing 2000 forums, contact Randy L. Speaker, Director of Housing, at (785) 296-5865.

Gary Sherrer  
Secretary of Commerce  
and Housing

Doc. No. 019584

## State of Kansas

## Kansas Military Board

## Notice of Meeting

The Kansas Military Board of the Adjutant General's Department will conduct a meeting at 10 a.m. Wednesday, September 3, at the State Defense Building, Conference Room 102, 2800 S.W. Topeka Blvd., Topeka. An agenda may be obtained by contacting Charles Bredahl at (785) 274-1004.

Charles G. Bredahl  
Special Assistant to  
the Adjutant General

Doc. No. 019577

(Published in the Kansas Register August 28, 1997.)

### Leavenworth County, Kansas Solid Waste Division

## Notice to Bidders

The Leavenworth County Solid Waste Division is requesting proposals for a 60'x75'x14' pre-engineered, clear-span, steel frame metal building, with side-wall sheeting on one end wall and one side wall. Bids should be submitted in two categories:

1. Building alone.
2. Erection of building to include engineered specifications for concrete piers.

Bidders shall submit a blueprint and specifications for their building, which must be approved by the Leavenworth County engineer.

Bidders shall submit a 5 percent bid bond with their bid.

A set of preliminary plans and specifications are available at the Solid Waste Division offices at a cost of \$50 (nonrefundable). The bidder's building manufacturer blueprint and specifications are preferred.

Sealed bids will be opened in the county clerk's office, 300 Walnut, Leavenworth, KS 66048, at 10 a.m. September 23.

The low bidder's plans and specifications must be approved by the Leavenworth County engineer before the bid will be awarded by the Leavenworth County Commission at 10 a.m. September 29, during administrative business.

Leavenworth County reserves the right to reject any or all bids, including, without limitation, the right to reject any or all nonconforming or conditional bids, and to reject the bid of any bidder if Leavenworth County believes that it would not be in the best interest of the county to make an award to that bidder.

Additional information may be obtained by contacting Ed Sass or Debbie McRill, Leavenworth County Solid Waste Division, 23674 187th St., Leavenworth, KS 66048, (913) 727-2858.

Debbie McRill  
Leavenworth County  
Solid Waste Division

Doc. No. 019570

## State of Kansas

## Commission on Veterans' Affairs

## Notice of Meeting

The Kansas Commission on Veterans' Affairs will meet at 1 p.m. Friday, September 12, in the State Banking Department conference room, third floor, Jayhawk Tower, 700 S.W. Jackson, Topeka. The public is invited to attend.

Don Myer  
Executive Director

Doc. No. 019568

## State of Kansas

### Department of Commerce and Housing

#### Notice of Annual Performance Report on Kansas Consolidated Plan

The Department of Commerce and Housing will publish a preliminary draft of the Annual Performance Report on the Kansas Consolidated Plan for Business, Community, and Housing Development for federal fiscal year 1996. The report will be available for public review and comment until September 15. Copies of the report may be requested from the Department of Commerce and Housing, 700 S.W. Harrison, Suite 1300, Topeka, 66603-3712, (785) 296-2686 or (785) 296-3487 (TTY).

Gary Sherrer  
Secretary of Commerce  
and Housing

Doc. No. 019583

## State of Kansas

## University of Kansas Medical Center

## Notice to Bidders

Sealed bids for the items listed below will be received by the University of Kansas Medical Center, Purchasing Department, 3901 Rainbow Blvd., Kansas City, KS 66160-7162, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call Peggy Davis at (913) 588-1115 for additional information.

Tuesday, September 9, 1997

728029

AT&T equipment

Monday, September 15, 1997

728032

Printed medical record file folders

728034

Exhaust fans

Tuesday, September 16, 1997

728031

Roofing construction

(Pre-bid conference on 9/9/97 at 9 a.m.)

Barbara Lockhart  
Purchasing Director

Doc. No. 019576

## State of Kansas

## Behavioral Sciences Regulatory Board

Notice of Hearing on Proposed  
Administrative Regulations

The Behavioral Sciences Regulatory Board will conduct a public hearing from 9 to 11 a.m. Monday, November 3, in the board conference room, 712 S. Kansas Ave., Topeka, to consider adopting proposed amendments in temporary and permanent rules and regulations for licensed professional counselors (LPC), licensed master's level psychologists (LMLP), and licensed marriage and family therapists (LMFT).

This 60-day notice of the public hearing constitutes a public comment period for purposes of receiving written public comments on the proposed amendments. All interested parties may submit written comments prior to the hearing to the executive director, Behavioral Sciences Regulatory Board, 712 S. Kansas Ave., Topeka, 66603-3817. All interested parties will be given a reasonable opportunity to present their views orally during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting the executive director at (785) 296-3240.

A summary of proposed amended temporary and permanent regulations follows. The board does not have a less costly or intrusive method for achieving the stated purpose of each regulation. There should be minimal or no fiscal impact to the agency, licensees or the general public.

**K.A.R. 102-3-1** is being revoked and replaced by **102-3-1a**. This regulation is the definition section and has been expanded to include definitions that are now necessary because of statutory amendments to the LPC credentialing act.

**K.A.R. 102-3-3** is being revoked and replaced by **102-3-3a**. This regulation sets forth the educational requirements and was rewritten to reflect the statutory amendments to the LPC credentialing act.

**K.A.R. 102-3-4** is being revoked and replaced by **102-3-4a**. This regulation sets forth application requirements for licensure with examination and was rewritten to reflect the statutory amendments to the LPC credentialing act.

**K.A.R. 102-3-5** is being revoked and replaced by **102-3-5a**. This regulation sets forth examination requirements and was rewritten to reflect a change in the cutoff score, as well as statutory amendments to the LPC credentialing act.

**K.A.R. 102-3-6** is being revoked and replaced by **102-3-6a**. This regulation sets forth licensure requirements for waiver of examination and was rewritten to reflect the statutory amendments to the LPC credentialing act.

**K.A.R. 102-3-8** is being revoked and replaced by **102-3-8a**. This regulation sets forth the conditions under

which a licensee shall return his or her license and was rewritten to reflect the statutory amendments to the LPC credentialing act.

**K.A.R. 102-3-9** is being revoked and replaced by **102-3-9a**. This regulation sets forth the procedure for renewal and reinstatement of licensure and was rewritten to reflect the statutory amendments to the LPC credentialing act.

**K.A.R. 102-3-10** is being revoked and replaced by **102-3-10a**. This regulation sets forth continuing education requirements for licensees and not only increases from 50 to 60 hours of mandated continuing education, but also was rewritten to reflect the statutory amendments to the LPC credentialing act. The amendments further include a requirement for a minimum of three hours of continuing education in an ethics course, workshop or seminar.

**K.A.R. 102-3-11** is being revoked and replaced by **102-3-11a**. This regulation sets forth the requisite documentation of acceptable continuing education and was rewritten to reflect the amendments in **K.A.R. 102-3-10a** and the statutory amendments to the LPC credentialing act.

**K.A.R. 102-3-12** is being revoked and replaced by **102-3-12a**. This regulation sets forth what constitutes unprofessional conduct and was rewritten to reflect the statutory amendments to the LPC credentialing act.

**K.A.R. 102-3-13** is being revoked, as it was rewritten as **102-3-6a**.

**K.A.R. 102-4-1** is being revoked and replaced by **102-4-1a**. This regulation is the definition section and has been expanded to include definitions that are now necessary because of statutory amendments to the LMLP credentialing act.

**K.A.R. 102-4-3** is being revoked and replaced by **102-4-3a**. This regulation sets forth the educational requirements and was rewritten to reflect the statutory amendments to the LMLP credentialing act.

**K.A.R. 102-4-4** is being revoked and replaced by **102-4-4a**. This regulation sets forth the procedure for applications for licensure or temporary licensure and was rewritten to reflect the statutory amendments to the LMLP credentialing act.

**K.A.R. 102-4-5** is being revoked and replaced by **102-4-5a**. This regulation sets forth the new examination requirements and was written to reflect the statutory amendments to the LMLP credentialing act.

**K.A.R. 102-4-6** is being revoked and replaced by **102-4-6a**. This regulation sets forth the requirements for an academically supervised practicum and was written to reflect the statutory amendments to the LMLP credentialing act.

**K.A.R. 102-4-8** is being revoked and replaced by **102-4-8a**. This regulation sets forth the conditions under which a licensee shall return his or her license and was written to reflect the statutory amendments to the LMLP credentialing act.

**K.A.R. 102-4-9** is being revoked and replaced by **102-4-9a**. This regulation sets forth procedures for renewing or reinstating an expiring or expired license and was written to reflect the statutory amendments to the LMLP credentialing act.

(continued)

K.A.R. 102-4-10 is being revoked and replaced by 102-4-10a. This regulation sets forth continuing education requirements for licensees and not only increases from 25 to 60 hours of mandated continuing education, but also was rewritten to reflect the statutory amendments to the LMLP credentialing act.

K.A.R. 102-4-11 is being revoked and replaced by 102-4-11a. This regulation sets forth the requisite documentation of acceptable continuing education and was rewritten to reflect the amendments in K.A.R. 102-4-10a and the statutory amendments to the LMLP credentialing act.

K.A.R. 102-4-12 is being revoked and replaced by 102-4-12a. This regulation sets forth what constitutes unprofessional conduct and was written to reflect the statutory amendments to the LMLP credentialing act.

K.A.R. 102-4-13 sets forth the conditions under which a licensee may use computerized psychological tests and was rewritten to reflect the statutory amendments to the LMLP credentialing act, as well as the 1996 revisions in APA publication of "Standards for Educational and Psychological Testing."

K.A.R. 102-5-1 sets forth the definitions of terms used in the remaining regulations and was revised to reflect the statutory amendments to the LMFT credentialing act.

K.A.R. 102-5-3 sets forth educational requirements for LMFT licensure and was revised to reflect the statutory amendments to the LMFT credentialing act.

K.A.R. 102-5-4 is being revoked and replaced by 102-5-4a. This regulation sets forth requirements for licensure with examination and was rewritten to reflect the statutory amendments to the LMFT credentialing act.

K.A.R. 102-5-5 sets forth examination requirements and was revised to reflect not only the statutory amendments to the LMFT credentialing act, but also to change the cutoff score.

K.A.R. 102-5-6 is being revoked and replaced by 102-5-6a. This regulation sets forth requirements to qualify for licensure without examination and was rewritten to reflect the statutory amendments to the LMFT credentialing act.

K.A.R. 102-5-8 sets forth the conditions under which a licensee shall return his or her license and was revised to reflect the statutory amendments to the LMFT credentialing act.

K.A.R. 102-5-9 sets forth procedures for renewing or reinstating an expiring or expired license and was revised to reflect the statutory amendments to the LMFT credentialing act.

K.A.R. 102-5-10 sets forth continuing education requirements for licensees and not only increases from 50 to 60 hours of mandated continuing education, but also was revised to reflect the statutory amendments to the LMFT credentialing act. The amendments further include a requirement for a minimum of three hours of continuing education in an ethics course, workshop or seminar.

K.A.R. 102-5-11 sets forth the requisite documentation of acceptable continuing education and was revised to reflect the amendments in K.A.R. 102-5-10a and the statutory amendments to the LMFT credentialing act.

K.A.R. 102-5-12 sets forth what constitutes unprofessional conduct and was revised to reflect the statutory amendments to the LMFT credentialing act.

Copies of the proposed amended temporary and permanent regulations and the fiscal impact statements may be obtained by contacting the Behavioral Sciences Regulatory Board.

Mary Ann Gabel  
Executive Director

Doc. No. 019578

## State of Kansas

### Board of Education

#### Notice of Hearing on Proposed Administrative Regulations

The State Board of Education will conduct a public hearing at 1:30 p.m. Tuesday, November 4, in the board room of the State Education Building, 120 S.E. 10th Ave., Topeka, to consider proposed amendments to K.A.R. 91-5-14.

This regulation specifies the requirements for approval of motorcycle safety courses and advanced driver education. It also specifies the qualifications needed by motorcycle safety instructors. It is being amended to delete the requirement for on-street instruction.

This regulation will have no economic impact upon the State Board of Education. More individuals may enroll in motorcycle safety courses, which would generate more state aid for districts from the state motorcycle safety fund. It is impossible, however, to predict whether this change will result in increased enrollment. Individual instructors of motorcycle safety courses may benefit by not having to have training in providing on-street instruction. Thus, their training expense may decrease.

A complete copy of the regulation and the economic impact statement may be obtained by contacting the secretary of the State Board of Education, 120 S.E. 10th Ave., Topeka, 66612.

All interested persons will be given a reasonable opportunity at the hearing to present their views or arguments, either orally or in writing, in regard to the proposed amended regulation. In addition, the period of public notice hereby provided constitutes a public comment period for the purpose of receiving written public comments on the proposed regulation. Such written comments may be submitted to the secretary of the board. The hearing shall be conducted in compliance with the public hearing procedures of the State Board of Education.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Lanny Gaston at (785) 296-3906 or (785) 296-8172 (TDD).

Andy Tompkins  
Commissioner of Education

Doc. No. 019565

## State of Kansas

## Kansas Commission on Governmental Standards and Conduct

## Advisory Opinion No. 97-33

Written August 12, 1997, to Evelyn R. Guzzo, State Board of Cosmetology, Topeka.

This opinion is in response to your letter of July 25, 1997, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the state level conflict of interest laws (K.S.A. 46-215 *et seq.*). We note at the outset that the commission's jurisdiction is limited to the application of K.S.A. 46-215 *et seq.*, and whether some other statutory system, common law theory or agency rule and regulation applies to your inquiry is not covered by this opinion.

## Factual Statement

We understand you request this opinion in your capacity as an employee of the Kansas State Board of Cosmetology. You advise us that prior to joining state service, you were a licensed cosmetologist, cosmetologist instructor and continuing education provider. You no longer teach full time, but remain as a substitute instructor and teach continuing education classes several times a year.

You further advise us that your state duties consist of answering questions concerning license status, continuing education hours, renewal requirements, the agency's rules and regulations and requests for various forms. This work covers continuing education requirements and maintaining a file of active instructors. You also informed our staff by telephone that the licensing of any continuing education providers or cosmetology instructors was handled by another employee of the agency.

## Question

What prohibitions are there concerning teaching continuing education cosmetology classes and being a substitute instructor while employed by the Kansas State Board of Cosmetology?

## Opinion

We have reviewed the state level conflict of interest laws (K.S.A. 46-215 *et seq.*), and two sections apply to your question. K.S.A. 46-286(a) states:

No state officer or employee, in the officer's or employee's official capacity, shall participate directly in the licensure, inspection or administration or enforcement of any regulation of or in any contract with any outside organization with which the officer or employee holds a position.

K.S.A. 46-241 states:

No state officer or employee shall disclose or use confidential information acquired in the course of his or her official duties in order to further his or her own economic interest or those of any other person.

In applying these sections, so long as you do not participate as an employee of the Cosmetology Board in the licensing of yourself as a continuing education provider or cosmetology instructor, the situation described would be permissible. Any paperwork that you may submit as

a private instructor to your agency must be handled by another employee. In addition, you would be prohibited from using any confidential information acquired in the course of your state duties for your personal economic gain.

## Advisory Opinion No. 97-34

Written August 12, 1997, to Anthony A. Fadale, ADA Coordinator, Department of Administration, Topeka.

This opinion is in response to your letter of July 15, 1997, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the state level conflict of interest laws (K.S.A. 46-215 *et seq.*). We note at the outset that the commission's jurisdiction is limited to the application of K.S.A. 46-215 *et seq.*, and whether some other statutory system, common law theory or agency rule and regulation applies to your inquiry is not covered by this opinion.

## Factual Statement

We understand you request this opinion in your capacity as the Americans with Disabilities Act (ADA) Coordinator for the Kansas Department of Administration, a part-time position with the state. You advise us that you are a licensed attorney providing legal advice to Beef Products, Inc. concerning labor and corporate matters. You further advise us that your client does not have any relationship or connection to the Department of Administration. Your position with the Department of Administration is not an attorney position.

## Question

What prohibitions are there on your serving as ADA coordinator for the Department of Administration and providing legal advice to private sector clients?

## Opinion

We have reviewed the state level conflict of interest laws, and three sections may apply to your question. K.S.A. 46-235 in pertinent part states:

No state officer or employee shall accept compensation for performance of official duties, other than that to which such person is entitled for such performance. No person shall pay or offer to pay any state officer or employee any compensation for performance of official duties, except a state officer or employee performing official duties in making payments to state officers and employees. . . .

K.S.A. 46-233(a) in pertinent part states:

No state officer or employee shall in the capacity as such officer or employee be substantially involved in the preparation of or participate in the making of a contract with any person or business by which such officer or employee is employed or in whose business such officer or employee or any member of such officer's or employee's immediate family has a substantial interest. . . .

K.S.A. 46-286(a) states:

No state officer or employee, in the officer's or employee's official capacity, shall participate directly in the licensure, inspection or administration or enforcement of any regulation of or in any contract with any outside organization with which the officer or employee holds a position.

(continued)

In applying these sections, you would be prohibited from receiving compensation from any private sector clients for providing services that would be part of your official state duties (K.S.A. 46-235). In addition, in your capacity as a state employee, you could not contract on behalf of the state with any of your private sector clients (K.S.A. 46-233), nor could you license, inspect or regulate any of your private sector clients (K.S.A. 46-286).

In closing, we note that K.S.A. 46-241 would prohibit you from using confidential information acquired in the course of your state duties for you or your client's personal economic gain.

**Advisory Opinion No. 97-35**

Written August 12, 1997, to Col. Lonnie R. McCollum, Superintendent, Kansas Highway Patrol, Topeka.

This opinion is in response to your letter of July 24, 1997, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the Kansas Campaign Finance Act (K.S.A. 25-4142 *et seq.*). We note at the outset that the commission's jurisdiction is limited to the application of K.S.A. 25-4142 *et seq.*, and whether some other statutory system, common law theory or agency rule and regulation applies to your inquiry is not covered by this opinion.

**Factual Statement**

We understand you request this opinion in your capacity as the superintendent for the Kansas Highway Patrol. You advise us that employees of your agency are required to perform security duties for public officials pursuant to K.S.A. 74-2105. As part of these official duties, public vehicles and equipment are used to ensure the safety of the officials to be protected. Security of a public official may be required on a 24-hour-a-day basis and is provided regardless of the official being on state or personal time.

**Question**

Is it permissible for members of the Kansas Highway Patrol to use, as part of their official duties, public vehicles and equipment to provide security for public officials who are attending or participating in a political act or event?

**Opinion**

K.S.A. 25-4169a(a) in pertinent part states:

No officer or employee of the state of Kansas . . . shall use or authorize the use of public funds or public vehicles, machinery, equipment or supplies of any such governmental agency . . . for the purpose of influencing the nomination or election of any candidate to state office or local office. . . .

In applying this language to your question, so long as the employees of your agency are using the public vehicles and equipment for the sole purpose of furthering their statutory duties of protecting the public officials, the situation you describe would be permissible.

Diane Gaede  
Chairwoman

Doc. No. 019563

**State of Kansas**

**State Fair Board**

**Notice of Meeting**

The State Fair Board will meet during the Kansas State Fair, September 5-14. The opening meeting will begin at 1 p.m. Friday, September 5, in the Administration Office on the fairgrounds in Hutchinson. For further information, contact Deana Novak at (316) 669-3612.

Brad Rayl  
President

Doc. No. 019572

**State of Kansas**

**Department of Administration**

**Division of Purchases**

**Notice to Bidders**

Sealed bids for the following items will be received by the Director of Purchases, Landon State Office Building, 900 S.W. Jackson, Room 102, Topeka, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (785) 296-2377 for additional information.

**Monday, September 8, 1997**

32654

Department of Wildlife and Parks—Rental of earth moving equipment (Cheyenne Bottoms Wildlife Area)

**Tuesday, September 9, 1997**

6493

University of Kansas Medical Center—Box truck

6494

Kansas State University—Fabric mulch squares

6499

Adjutant General's Department—Propane, Salina

**Wednesday, September 10, 1997**

32663

Statewide—Office supplies

6501

Department of Education—Unix file server (Ultra SPARC Two)

6502

El Dorado Correctional Facility—Skid steer loader

**Thursday, September 11, 1997**

32664

Department of Agriculture—Space lease

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**Request for Proposals**

**Tuesday, September 30, 1997**

6507

Criminal justice information system (CJIS) central repository system/Astra replacement for the Kansas Sentencing Commission

John T. Houlihan  
Director of Purchases

Doc. No. 019579

## State of Kansas

EMS/Trauma Planning Project  
Policy Group

## Notice of Meeting

The Kansas EMS/Trauma Planning Project Policy Group will meet from 9:30 a.m. to 4 p.m. Thursday, September 11, at the Kansas Expocentre, Topeka. For more information contact Deborah Williams, Project Coordinator, Bureau of Local and Rural Health Systems, Room 665, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612-1290, (785) 291-3773.

Deborah Williams  
Project Coordinator

Doc. No. 019561

## State of Kansas

Department of Health  
and Environment

## Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Dodge City Animal Shelter has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install an incinerator. Emissions of particulate matter (PM) were evaluated during the permit review process.

Dodge City Animal Shelter owns and operates the stationary source located at 104 N. 14th Ave., Dodge City, at which the incinerator is to be installed.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during review of the permit application is available for public inspection during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE southwest district office, 302 McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Daizy Dandass, (785) 296-6427, at the KDHE central office, or Wayne Neese, (316) 225-0596, at the KDHE southwest district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Daizy Dandass, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. In order to be considered in formulating a final permit decision, written comments must be received by the close of business September 29.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business September 29 in order for the Secretary of Health and Environment to consider the request.

Gary R. Mitchell  
Secretary of Health  
and Environment

Doc. No. 019581

## State of Kansas

Department of Health  
and Environment

## Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding issuance of authorizations to operate under the general Class I air quality operating permit for natural gas compressor stations. Authorizations to operate under the general Class I operating permit have been issued in accordance with the provisions of K.A.R. 28-19-400 *et seq.*

A copy of each permit application, authorization, and all supporting nonconfidential documentation is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka. Information also is available at the KDHE district office indicated for each facility. To obtain or review the permit, authorization and supporting documentation, contact Connie Carreno, (785) 296-6422, at the KDHE central office, or the indicated district representative. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding an authorization to Connie Carreno, Bureau of Air and Radiation, KDHE, Building 283, Forbes Field, Topeka, 66620.

A list of all major sources within the state authorized to operate under the terms of the general Class I operating permit will be maintained at the Topeka KDHE offices.

Authorizations issued during the week of  
August 11, 1997:

## Company:

Compressor Station:

Source ID No.:

Location:

KDHE District Rep.:

Rep. Location:

Natural Gas Pipeline Company of America  
Compressor Station 104  
0090031

S01, T19S, R15W, Barton County  
Rick Robinson, (785) 625-5663  
Northwest District Office, Hays

Natural Gas Pipeline Company of America  
Compressor Station 105  
0290010

S07, T08S, R04W, Cloud County  
Beth Rowlands, (785) 827-9639  
North Central District Office, Salina

Natural Gas Pipeline Company of America  
Compressor Station 195  
2010001

S16, T03S, R01E, Washington County  
Beth Rowlands, (785) 827-9639  
North Central District Office, Salina

Gary R. Mitchell  
Secretary of Health  
and Environment

Doc. No. 019562

State of Kansas

Pooled Money Investment Board

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 1996 Supp. 75-4210. These rates and their uses are defined in K.S.A. 1996 Supp. 12-1675(b)(c)(d), and K.S.A. 1996 Supp. 75-4201(l) and 75-4209(a)(1)(B).

Effective 8-25-97 through 8-31-97

Term	Rate
1-89 days	5.55%
3 months	5.42%
6 months	5.56%
9 months	5.62%
12 months	5.74%
18 months	5.85%
24 months	5.95%

William E. Lewis  
Chairman

Doc. No. 019559

State of Kansas

Department of Health  
and Environment

Notice Concerning Kansas  
Water Pollution Control Permits

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared for discharges to the waters of the United States and the State of Kansas for the class of dischargers described below. The determinations for permit content are based on staff review, applying the appropriate standards, regulations and effluent limitations of the State of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization subject to certain conditions.

Public Notice No. KS-AG-97-186/200

Name and Address of Applicant	Legal Description	Receiving Water
Cooper Feedlot (Gary Cooper) P.O. Box 566 Colby, KS 67701	W/2 of Section 7, T7S, R31W, Thomas County	Upper Republican River Basin

Kansas Permit No. A-URTH-C001 Federal Permit No. KS-0040681

This is an existing facility for 2,500 head (2,500 animal units) of cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: Existing controls meet KDHE requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Jamison & Sons Dairy Delbert Jamison 1392 Thomas Road Ottawa, KS 66067	N/2 of Section 26, T15S, R18E, Franklin County	Marais des Cygnes River Basin

Kansas Permit No. A-MCFR-M003

This is an expansion facility for 500 head (700 animal units) of dairy cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 3 acre inch per year and solids shall be applied at not greater than 14 ton per acre.

Name and Address of Applicant	Legal Description	Receiving Water
Smoky River Cattle Co., Inc. HCl, Box 555 Sharon Springs, KS 67758	SE/4 of Section 10, T13S, R40W, Wallace County	Smoky Hill River Basin

Kansas Permit No. A-SHWA-C003 Federal Permit No. KS-0088854

This is an expansion of an existing facility for 2,000 head (2,000 animal units) of cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: Existing controls meet KDHE requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Howard C. Wilson Trust HCl, Box 335 Sharon Springs, KS 67758	SW/4 of Section 20, T15S, R39W, Wallace County	Smoky Hill River Basin

Kansas Permit No. A-SHWA-C002 Federal Permit No. KS-0088820

This is an existing facility for 2,000 head (2,000 animal units) of cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: Existing controls meet KDHE requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Grabbe Farms Feedlot Michael Grabbe 436 240th Ave. Hays, KS 67601	SE/4 of Section 17, T15S, R18W, Ellis County	Smoky Hill River Basin

Kansas Permit No. A-SHEL-B005

This is an existing facility for 950 head (950 animal units) of cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: Existing controls meet KDHE requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Leon R. Wallace Route 1, Box 17 Tipton, KS 67485	NE/4 of Section 27, T9S, R11W, Osborne County	Solomon River Basin

Kansas Permit No. A-SOQB-M002

This is an existing facility for 60 head (84 animal units) of dairy cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: Existing controls meet KDHE requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Paramount Farms Route 3, Box 461 Quinter, KS 67752	SE/4 of Section 27, T11S, R26W, Ellis County	Smoky Hill River Basin

Kansas Permit No. A-SHGO-S001

This is an existing facility for 985 head (394 animal units) of swine.  
**Wastewater Control Facilities:** Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

**Compliance Schedule:** Existing controls meet KDHE requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Nelson Farms, Inc. P.O. Box 38 Long Island, KS 67647	NE/4 of Section 33, T1S, R20W, Phillips County	Upper Republican River Basin

Kansas Permit No. A-URPL-H001 Federal Permit No. KS-0117943

This is an existing facility for 2,500 head (1,000 animal units) of swine.  
**Wastewater Control Facilities:** Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

**Compliance Schedule:** Existing controls meet KDHE requirements.

Name and Address of Applicant	Legal Description	Receiving Water
McNeill Farms Robert McNeill 1926 S. Hillside Road Newton, KS 67114	SW/4 of Section 26, T2S, R1E, Harvey County	Lower Arkansas River Basin

Kansas Permit No. A-LAHV-S038

This is an existing facility for 71 head (28.4 animal units) of swine.  
**Wastewater Control Facilities:** Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

**Compliance Schedule:** The waste management plan developed by the NRCS and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 6,500 gallons per acre per year. The wastes should not be applied to the same acreage more than one time every two years.

Dewatering equipment shall be obtained within three months after issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least three gallons per minute and dispersing the wastewater over 2.24 acres of land suitable for waste application. Written verification of the acquisition of the equipment shall be submitted to the department.

Name and Address of Applicant	Legal Description	Receiving Water
Richard Felts (Felts Farms) Route 1 Liberty, KS 67351	SE/4 of Section 22, T3S, R16E, Montgomery County	Verdigris River Basin

Kansas Permit No. A-VEMG-S010

This is a permit renewal of an existing facility that is expanding from 900 head (360 animal units) to 2,300 head (920 animal units) of swine.  
**Wastewater Control Facilities:** Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 170,654 cubic feet, which meets or exceeds KDHE minimum requirements.

**Compliance Schedule:** Existing controls meet KDHE requirements.

Name and Address of Applicant	Legal Description	Receiving Water
William A. Stich 15305 Jackson Road Chanute, KS 66720	SW/4 of Section 16, T2S, R19E, Neosho County	Neosho River Basin

Kansas Permit No. A-NENO-S002

This is a renewal of an existing permit for 600 head (240 animal units) of swine.  
**Wastewater Control Facilities:** Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Waste-

water storage capacity is provided which meets or exceeds KDHE minimum requirements.

**Compliance Schedule:** Existing controls meet KDHE requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Neal Hilger 9406 E. Pretty Prairie Rd. Mt. Hope, KS 67108	SE/4 of Section 17, T2S, R4W, Reno County	Lower Arkansas River Basin

Kansas Permit No. A-ARRN-M033

This is a new facility for 35 head (49 animal units) of dairy cattle and for 15 head (15 animal units) of beef cattle.

**Wastewater Control Facilities:** Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

**Compliance Schedule:** The waste management plan developed by the NRCS and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 2.0 acre inch per year and solids shall be applied at not greater than 3.0 ton per acre.

Dewatering equipment shall be obtained within three months after issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least 16 gallons per minute and dispersing the wastewater over 3 acres of land suitable for waste application. Written verification of the acquisition of the equipment shall be submitted to the department.

Name and Address of Applicant	Legal Description	Receiving Water
Brad Backhus (Backhus Dairy) Route 1, Box 28 Tampa, KS 67483	NW/4 of Section 5, T18S, R3E, Marion County	Neosho River Basin

Kansas Permit No. A-NEMN-M002

This is a new facility for 50 head (70 animal units) of dairy cows.

**Wastewater Control Facilities:** Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

**Compliance Schedule:** A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Dewatering equipment shall be obtained within three months after issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least 50 gallons per minute and dispersing the wastewater over 20 acres of land suitable for waste application. Written verification of the acquisition of the equipment shall be submitted to the department.

Name and Address of Applicant	Legal Description	Receiving Water
Carl Sinn 8640 N. 52nd St. Manhattan, KS 66503	SE/4 of Section 15, T9S, R6E, Riley County	Kansas River Basin

Kansas Permit No. A-KSRL-S005

This is a new facility for 820 head (320 animal units) of swine and 100 head (100 animal units) of cattle.

**Wastewater Control Facilities:** Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

(continued)

**Compliance Schedule:** The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 1.0 acre inch per acre per year and solids shall be applied at not greater than 10 ton per acre.

Dewatering equipment shall be obtained within three months after issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least 23,000 gallons per day and dispersing the wastewater over 8 acres of land suitable for waste application. Written verification of the acquisition of the equipment shall be submitted to the department.

Name and Address of Applicant	Legal Description	Receiving Water
Roy J. Henry Henry's Limited 822 6th Road Longford, KS 67458-9715	NW/4 of Section 8 and SE/4 of Section 5, T10S, R2E, Clay County	Smoky Hill River Basin

Kansas Permit No. A-SHCY-H001 Federal Permit No. KS-0017401

This is an expansion of an existing facility for 8,132 head (3,252.8 animal units) of swine.

**Wastewater Control Facilities:** Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

**Compliance Schedule:** The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 0.7 acre inch per acre per year

**Public Notice No. KS-97-131/133**

Name and Address of Applicant	Waterway	Type of Discharge
Hunt Midwest Mining, Inc. Crawford Quarry P.O. Box 12659 Kansas City, MO 64116	Marais des Cygnes River via Bull Creek via south and north Wea Creeks via unnamed tributary	Quarry dewatering and stormwater

Kansas Permit No. I-MC56-PO01 Federal Permit No. KS0116041

Location: N½, NW¼, Section 30, Township 16S, Range 24E, Miami County

**Facility Description:** The proposed action is to reissue an existing permit for a limestone quarrying and crushing operation with washing. This quarry only operates as needed to supply the demand for crushed rock. Even though the washwater is recycled, a discharge of pit water and/or treated washwater from a two-cell settling pond may occur intermittently. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are technology based.

Name and Address of Applicant	Waterway	Type of Discharge
Hunt Midwest Mining, Inc. Cedar Vale Quarry P.O. Box 12659 Kansas City, MO 64116	Verdigris River via Caney River via Cedar and South Cedar Creek via unnamed tributary	Quarry dewatering and stormwater

Kansas Permit No. I-VE05-PO01 Federal Permit No. KS0085332

Location: SW¼, Section 7, Township 34S, Range 8E, Cowley County

**Facility Description:** The proposed action is to reissue an existing permit for a limestone quarrying and crushing operation with washing. All process wastewater and some recycled washwater are treated using three sedimentation ponds before being discharged. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are technology based.

Name and Address of Applicant	Waterway	Type of Discharge
Menghini Bros. Distributors Frontenac RAMP Site Project 250 N. Cayuga Frontenac, KS 66763	Neosho River via Little Cow Creek via 2nd/1st Cow Creek via unnamed tributary	Treated strip mine wastewater

Kansas Permit No. I-NE27-PO01 Federal Permit No. K90093475

Location: NW¼, Section 4, Township 30S, Range 25E, Crawford County

**Facility Description:** The proposed action is to issue a new permit for discharge of treated strip mine wastewater. This facility is engaged in reclamation of abandoned coal strip mines. Reclamation will consist of leveling spoil piles, filling two small water filled pits, and dewatering a large strip pit, shaping its steep banks and leaving it to refill. The remaining site will be contoured and planted for pasture. Water is discharged from the abandoned coal mine strip pits at a rate of 2,000 gallons/minute. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are technology based.

Written comments on the draft permits, must be submitted to the attention of Dorothy Geisler for agricultural permits, or to the permit clerk for all other permits, Kansas Department of Health and Environment, Division of Environment, Bureau of Water, J Street and 2 North, Forbes Field, Building 283, Topeka, 66620. All comments postmarked or received by September 27 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-97-186/200, KS-97-131/133) and the name of applicant as listed when preparing comments.

If no objections are received during the public notice period, the Secretary of Health and Environment will issue the final determination. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61 (28-46-21 for UIC). Media coordination for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

The applications, proposed permits, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 283, Forbes Field, Topeka, from 8 a.m. to 5 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Gary R. Mitchell  
Secretary of Health  
and Environment

Doc. No. 019582

## State of Kansas

**Kansas Guardianship Program****Notice of Meeting**

The Kansas Guardianship Program will conduct its governing board meeting by conference call at 4 p.m. Wednesday, September 3, at 3248 Kimball Ave., Manhattan. For more information, call (785) 587-8555.

Jean Krahn  
Executive Director

Doc. No. 019591

## State of Kansas

**Department of Transportation****Request for Comments**

The Kansas Department of Transportation requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 97-99 by adding the following projects:

**Project K-0219-01**, Bridge replacement, Lightning Creek Bridge, 14.6 and 15.1 km northeast of the jct. with US-160, Crawford County

**Project K-2380-01**, Bridge repair, Arkansas River Bridge, 6.4 km east of the jct. with US-81, Sumner County

**Project K-5392-02**, Overlay, Jct. K-9/RS-530 at Logan, north on RS-530 to Jct. US-36 at Prairie View, Phillips County

**Project K-6619-01**, Bridge replacement, Republican River Bridge, 16.6 km east of the Cloud-Clay county line, Clay County

**Project K-6806-01**, Bridge replacement, Dragoon Creek drainage bridge, 3 km northeast of the east jct. with K-99, Wabaunsee County

**Project K-6807-01**, Bridge replacement, south branch Black Vermillion drainage bridge and Illinois Creek Bridge, 6.9 and 15.9 km east of the Marshall-Nemaha county line, Nemaha County

**Project K-6808-01**, Bridge replacement, Salt Creek Bridge, 4.1 km north of the Lincoln-Mitchell county line, Mitchell County

**Project K-6809-01**, Bridge replacement, north fork Smoky Hill River Bridge, 7.3 km north of the Wallace-Sherman county line, Sherman County

**Project K-6810-01**, Grading, surfacing and bridge replacement, StL-SW Railroad Bridge over K-34 at Bucklin, 9.8 km north of the Clark-Ford county line, Ford County

**Project K-6811-01**, Bridge replacement, Turkey Creek drainage bridge, 4.2 km north of the jct. with US-400, Butler County

**Project K-6812-01**, Bridge replacement, Dragoon Creek drainage bridge, 5.1 km north of the south jct. with K-31, Osage County

**Project K-6813-01**, Bridge replacement, Wakarusa River drainage bridge, 9.8 km north of the jct. with US-56, Douglas County

**Project K-6814-01**, Bridge replacement, Labette Creek drainage bridge, 4 km north of the Labette-Neosho county line, Neosho County

**Project K-6815-01**, Bridge replacement, bridge over Union Pacific Railroad, 1.9 km south of the jct. with I-70, Geary County

**Project K-6816-01**, Bridge replacement, Long Branch Bridge, 2.1 km east of the jct. with US-283, Ness County

**Project K-6817-01**, Bridge replacement, Mound Branch Bridge and Pawpaw Creek Bridge, 6.1 and 12 km north of the east jct. with US-160, Elk County

**Project K-6818-01**, Bridge replacement, Fall River drainage bridge, 18 km north of the east jct. with US-400, Greenwood County

**Project K-6819-01**, Bridge replacement, Onion Creek Bridge and Willow Creek Bridge, 18 and 20.1 km north of the east jct. with US-54, Greenwood County

**Project K-6820-01**, Bridge replacement, Pawnee River drainage bridge, 5.6 km east of the jct. with US-183, Pawnee County

**Project K-6821-01**, Bridge replacement, Caney River Bridge and Caney River drainage bridge, 5.2 and 5.7 km east of the Cowley-Elk county line, Elk County

**Project K-6822-01**, Bridge replacement, Stream Creek Bridge and Hitchen Creek Bridge, 4.5 and 20.3 km east of the east jct. with K-99, Elk County

**Project K-6823-01**, Bridge replacement, Munkers Creek Bridge, .48 km north of the jct. with K-4, Morris County

**Project K-6824-01**, Bridge replacement, Crooked Creek Bridge, .08 km east of the jct. with US-59, Jefferson County

**Project K-6825-01**, Bridge replacement, south fork Solomon River Bridge, 32.7 km north of the Russell-Osborne county line, Osborne County

**Project K-6857-01**, Highway lighting, three interchanges on I-70: Interchange 70 in Thomas County, Interchange 107 in Gove County, and Interchange 193 in Russell County

**Project K-6861-01**, Inspect traffic signal poles and sign structures on the state highway system, complete an inventory, and make recommendations for future inspection cycles

The STIP amendment requires a 30-day public comment period. To receive more information on any of these projects or to make comments on the STIP amendment, contact the Kansas Department of Transportation, Office of Engineering Support, 7th Floor, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568, (785) 296-7916, fax (785) 296-0723.

This information is available in alternative accessible formats. To obtain an alternative format, contact the KDOT Office of Public Information, (785) 296-3585 (Voice/TTY).

The comment period regarding the STIP amendment will conclude September 29.

E. Dean Carlson  
Secretary of Transportation

Doc. No. 019587

## State of Kansas

## Law Enforcement Training Commission

## Notice of Meeting

The Kansas Law Enforcement Training Commission will meet at 1 p.m. Thursday, September 4, at the Kansas Law Enforcement Training Center, located 12 miles southeast of Hutchinson south of K-96 at the Hutchinson Air Base Industrial Tract (HABIT), the former Naval Air Station, or one mile west and one mile south of Yoder. The meeting is open to the public.

Darrell Wilson  
Chairperson

Doc. No. 019585

## State of Kansas

## Department of Transportation

## Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, KDOT, Topeka, or at the Clarion Hotel, Wichita, until 2 p.m. September 17, and then publicly opened:

## District One—Northeast

**Jefferson**—4-44 K-4483-01 - K-4, culvert 520, 0.5 mile (0.8 kilometer) southwest of county route 1807, culvert replacement. (State Funds)

**Johnson**—35-46 K-6866-01 - I-35, from Southwest Boulevard to the bridge approach at 7th Street, overlay. (State Funds)

**Osage**—75-70 K-6844-01 - U.S. 75, from the 2-lane/4-lane divided highway, north to the Osage-Shawnee county line, 6.5 miles (10.5 kilometers), crack repair. (State Funds)

**Riley**—77-81 K-6831-01 - U.S. 77, from the K-82 south junction, north and east to the U.S. 24 west junction, 11.4 miles (18.3 kilometers), stockpile bituminous material. (State Funds)

**Riley**—24-81 K-6845-01 - U.S. 24, from the west junction of U.S. 77, east to the east junction of U.S. 77, 4.1 miles (6.6 kilometers), sealing. (State Funds)

**Shawnee**—75-89 K-6843-01 - U.S. 75, from the Osage-Shawnee county line, north to the junction of alternate U.S. 75, 2.5 miles (4.1 kilometers), crack repair. (State Funds)

## District Two—Northcentral

**Lincoln**—53 C-3396-01 - County road 7 miles (11.3 kilometers) south and 1.4 miles (2.3 kilometers) east of Lincoln, 0.07 mile (0.124 kilometer), grading and bridge. (Federal Funds)

**McPherson**—59 C-3213-01 - County road, 4.5 miles (7.2 kilometers) south of McPherson, 0.09 mile (0.16 kilometer), grading and bridge. (Federal Funds)

**Morris**—64 C-2362-01 - County road, 1.9 miles (3 kilometers) west of White City, then west 0.17 mile (0.27 kilometers), grading and bridge. (State Funds)

## District Four—Southeast

**Crawford**—69-19 K-6281-01 - U.S. 69 at Quincy Street and at U.S. 69B in Pittsburg, traffic signals. (Federal Funds)

**Montgomery**—63 C-3365-01 - County road, 0.8 mile (1.3 kilometers) west of Bolton, 0.3 mile (0.5 kilometer), grading, bridge and surfacing. (Federal Funds)

## District Five—Southcentral

**Harvey**—40 C-3028-01 - County road, 2.5 miles (4 kilometers) east of Hesston, then east 0.19 mile (0.30 kilometers), grading, bridge and surfacing. (Federal Funds)

**Sedgwick**—235-87 K-5612-01 - I-235 interchange at K-42 in Wichita, traffic signals. (Federal Funds)

**Sedgwick**—87 N-0064-01 - Seneca Street from Pawnee Street to Kellogg Street in Wichita, 1 mile (1.6 kilometers), grading and surfacing. (Federal Funds)

**Sumner**—96 C-3455-01 - County road, 3.8 miles (6.1 kilometers) west and 5 miles (8 kilometers) south of Oxford at Winsor Creek, 0.14 mile (0.22 kilometer), grading and bridge. (State Funds)

**Throughout district**—106 X-1756-01 - Kansas Southwestern Railway Company, Wichita to Hutchinson and Sterling to Geneseo, signing. (Federal Funds)

## District Six—Southwest

**Finney**—83-28 K-6007-01 - South junction of U.S. 83/ U.S. 83B, south of Garden City, 1.4 miles (2.3 kilometers), intersection improvement. (State Funds)

**Ness**—68 C-3140-01 - County road, 4 miles (6.4 kilometers) north and 2.5 miles (4 kilometers) east of Utica, 0.2 mile (0.3 kilometer), grading and bridge. (Federal Funds)

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment, and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone because of race, age, religion, color, sex, handicap or national origin in the award of contracts.

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of the affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid approval package will make the bid nonresponsive and not eligible for award consideration.

Plans and specifications for the projects may be examined at the office of the respective county clerk or at the KDOT district office responsible for the work.

E. Dean Carlson  
Secretary of Transportation

Doc. No. 019560

## State of Kansas

Office of Judicial Administration  
Supreme Court Docket

(Note: Dates and times of arguments are subject to change.)

Monday, September 8, 1997

9:00 a.m.

Case No.	Case Name	Attorneys	County
77,175	State of Kansas, Appellee, v. Michael A. Lowe, Appellant.	Carla J. Stovall, Attorney General Debra S. Peterson, Assistant District Attorney Ryan Kipling Elliot, Assistant Appellate Defender	Sedgwick
76,483	State of Kansas, Appellee, v. Undra D. Lee, Appellant.	Carla J. Stovall, Attorney General Debra S. Peterson, Assistant District Attorney Hazel Haupt, Assistant Appellate Defender	Sedgwick
77,168	State of Kansas, Appellee, v. Kelly L. Williams, Appellant.	Carla J. Stovall, Attorney General Debra S. Peterson, Assistant District Attorney Elizabeth Seale Cateforis, Assistant Appellate Defender	Sedgwick
77,677 77,787	State of Kansas, Appellee, v. Shane A. Duke, Appellant.	Carla J. Stovall, Attorney General Debra S. Peterson, Assistant District Attorney Lisa Nathanson, Assistant Appellate Defender	Sedgwick

1:30 p.m.

77,804	State of Kansas, Appellant, v. Peter D. Reason, Appellee.	Carla J. Stovall, Attorney General Debra S. Peterson, Assistant District Attorney Gail A. Jensen	Sedgwick
77,079	State of Kansas, Appellee, v. Paul L. Goseland, Appellant.	Carla J. Stovall, Attorney General Debra S. Peterson, Assistant District Attorney James Brent Getty, Assistant Appellate Defender	Sedgwick
77,073	State of Kansas, Appellee, v. Gordon R. Barnes, Jr., Appellant.	Carla J. Stovall, Attorney General Debra S. Peterson, Assistant District Attorney Richard Ney, Special Appellate Defender	Sedgwick

Tuesday, September 9, 1997

9:00 a.m.

Case No.	Case Name	Attorneys	County
74,766	Saundra F. Depew, Appellant, v. NCR Engineering, et al., Appellees.	Norman I. Cooley Douglas D. Johnson Vincent Bogart	Sedgwick Petition for Review
74,415	State of Kansas, Appellee, v. Terry W. Hardyway, Appellant.	Carla J. Stovall, Attorney General Debra S. Peterson, Assistant District Attorney Elizabeth Seale Cateforis, Assistant Appellate Defender	Sedgwick Petition for Review

(continued)

77,241	City of Junction City, Appellant, v. Albert E. Cadoret, Appellee.	Barry A. Clark	Geary
76,616	State of Kansas, Appellee, v. Duane Henry, Appellant.	Steven L. Opat Carla J. Stovall, Attorney General Paul J. Morrison, District Attorney Jessica R. Kunen, Chief Appellate Defender	Johnson
1:30 p.m.			
76,518	State of Kansas, Appellant, v. Gary Lyle Nelson, Appellee.	Carla J. Stovall, Attorney General Julie A. McKenna, County Attorney James L. Sweet	Saline
78,026	State of Kansas, Appellant, v. Nancy L. Wilson, Appellee.	Carla J. Stovall, Attorney General Julie A. McKenna, County Attorney Richard M. Blackwell	Saline
77,097	State of Kansas, Appellee, v. Aaron Lee Smallwood, Appellant.	Carla J. Stovall, Attorney General Stephen D. Maxwell, Assistant Attorney General Thomas Jacquinet, Special Appellate Defender	Montgomery

Wednesday, September 10, 1997

Case No.	Case Name	Attorneys	County
77,184	Louis Jackson, Jr., Appellee, v. City of Kansas City, Kansas, Appellant.	Gerald N. Jeserich	Wyandotte
78,052	In the Matter of F.B.D.	Wesley K. Griffin J. Shane Rockey Nick A. Tomasic, District Attorney,	Wyandotte
74,874	State of Kansas, Appellee, v. Rick E. Follin, Appellant.	Carla J. Stovall, Attorney General Mike E. Ward, County Attorney Thomas Jacquinet, Special Appellate Defender	Butler
74,601	State of Kansas, Appellee, v. Vernon Wonders, Appellant.	Carla J. Stovall, Attorney General Mary McDonald, County Attorney Jean K. Gilles Phillips, Special Appellate Defender	Harvey Petition for Review
1:30 p.m.			
77,549	State of Kansas, Appellee, v. Deryck J. Jenkins, Appellant.	Carla J. Stovall, Attorney General Christopher Burger, Assistant Attorney General Daniel E. Monnat	Shawnee
74,976	State of Kansas, Appellee, v. Lance Charles Cellier, Appellant.	Carla J. Stovall, Attorney General Rodney H. Symmonds, County Attorney Jean K. Gilles Phillips, Special Appellate Defender	Lyon
74,339	High Plains Oil, Ltd., v. High Plains Drilling Program, et al., Appellant/Appellee.	Derrick L. Roberson (Defendant/Appellant) Larry D. Tittel (Intervenor/Appellee)	Ness Petition for Review

Thursday, September 11, 1997

9:00 a.m.

Case No.	Case Name	Attorneys	County
78,075	Flora Barragree, et al., Appellees, v. Tri-County Electric Cooperative, Inc., Appellant.	Susan R. Schrag Ken W. Strobel	Meade
76,948	Mark Moore, et al., Appellants, v. Associated Material and Supply Company, Appellee.	Brian G. Grace David J. Morgan	Sumner
77,443	William B. Wear, Appellant, v. James and Arilla Mizell, Appellees.	John T. Bird Thomas C. Boone	Ellis
77,640	State of Kansas, Appellant, v. Daniel Lee Unruh, Appellee.	Carla J. Stovall, Attorney General Ty Kaufman, County Attorney David P. Simmons	McPherson

Friday, September 12, 1997

9:00 a.m.

Case No.	Case Name	Attorneys	County
77,490	Rebecca Woodruff, et al., Appellants, v. City of Ottawa, Kansas, Appellee.	Ronald P. Pope Michael K. Seck	Franklin
78,759	In the Matter of Boyd R. McPherson, Respondent.	Marty M. Snyder, Deputy Disciplinary Administrator Robert E. Nugent Boyd R. McPherson, Pro Se	Original
78,760	In the Matter of Frederick G. Apt, Jr., Respondent.	Marty M. Snyder, Deputy Disciplinary Administrator Frederick G. Apt, Jr., Pro Se	Original
78,963	In the Matter of Robert L. Mitchell, Respondent.	Marty M. Snyder, Deputy Disciplinary Administrator Robert L. Mitchell, Pro Se	Original
78,758	In the Matter of Lynn L. Perkins, Respondent.	Frank D. Diehl, Deputy Disciplinary Administrator Corlin J. Pratt Lynn L. Perkins, Pro Se	Original
78,043	In the Matter of Dorothy Gershater, Respondent.	Marty M. Snyder, Deputy Disciplinary Administrator Catherine A. Donnelly Dorothy Gershater, Pro Se	Original
78,964	In the Matter of David W. Stephens, Respondent.	Marty M. Snyder, Deputy Disciplinary Administrator Randall D. Grisell David W. Stephens, Pro Se	Original

Carol G. Green  
Clerk of the Appellate Courts

Doc. No. 019537

## State of Kansas

## Kansas Judicial Council

## Notice of Meetings

The Kansas Judicial Council and its advisory committees will meet according to the following schedule at the Kansas Judicial Center, 301 S.W. 10th, Topeka:

Date	Committee	Time	Location
Sept. 3	Lien Law	9:30 a.m.	Wichita
Sept. 4	Care & Treatment	9:30 a.m.	Room 259
Sept. 5	Probate law	9:30 a.m.	Room 259
Sept. 12	PIK-Criminal	9:30 a.m.	Room 259
Sept. 12	Chapter 61	9:30 a.m.	Room 275-N
Sept. 18	Bd. of Indigents' Defense	9:30 a.m.	Room 259
Sept. 19	Judicial Council	9:00 a.m.	Room 259
Sept. 26	Family Law	9:30 a.m.	Room 259
Sept. 26	Criminal Law	9:30 a.m.	Room 275-N
Oct. 2	Care & Treatment	9:30 a.m.	Room 259
Oct. 3	Probate Law	9:30 a.m.	Room 259
Oct. 10	PIK-Criminal	9:30 a.m.	Room 275-N
Oct. 10	Chapter 61	9:30 a.m.	Room 259
Oct. 17	Judicial Council	9:00 a.m.	Room 259
Oct. 24	Administrative Procedure	9:30 a.m.	Room 259
Oct. 24	Municipal Court	9:30 a.m.	Room 275-N
Oct. 31	Bd. of Indigents' Defense	9:30 a.m.	Room 259

Justice Tyler C. Lockett  
Chair

Doc. No. 019564

## State of Kansas

## Kansas Development Finance Authority

## Notice of Hearing

A public hearing will be conducted at 9:30 a.m. Monday, September 15, in the conference room of the Kansas Development Finance Authority, Suite 1000, Jayhawk Tower, 700 S.W. Jackson, Topeka, on the proposal for the Kansas Development Finance Authority to issue its Agricultural Development Revenue Bonds for the projects numbered below, in the respective maximum principal amount. Each bond will be issued to assist the respective borrower named below (who will be the owner and operator of the respective project) to finance the cost in the amount of the bond of acquiring the projects described below or for the purpose of refunding a bond previously issued to finance the respective project. Each project shall be located as shown:

**Project No. 000329, Maximum Principal Amount: \$125,000.** Owner/Operator: Cyrus and Gladys Wedel. Description: Rehabilitation and expansion of two existing hog facilities and related improvements and equipment to be used by the owner/operator for farming purposes. Location: Section 35, Delmore Township, McPherson County, Kansas; approximately 4 miles north of Galva, then 1 1/4 miles east on Overland Road.

**Project No. 000347, Maximum Principal Amount: \$45,306.** Owner/Operator: Dennis J. Debold. Description: Acquisition of 80 acres of agricultural land and related improvements and equipment and bred cows or heifers to be used by the owner/operator for farming purposes. Location: Section 1, Liberty

Township, Saline County, Kansas; approximately 4 miles west of Gypsum on K-4 Highway, then 2 miles south on Cunningham Road.

**Project No. 000348, Maximum Principal Amount: \$45,306.** Owner/Operator: William L. (Larry) Debold. Description: Acquisition of 80 acres of agricultural land and related improvements and equipment and bred cows or heifers to be used by the owner/operator for farming purposes. Location: Section 1, Liberty Township, Saline County, Kansas; approximately 4 miles west of Gypsum on K-4 Highway, then 2 miles south on Cunningham Road.

**Project No. 000349, Maximum Principal Amount: \$115,500.** Owner/Operator: Darrel L. and Bonnie L. Cheney. Description: Acquisition of 320 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. Location: Section 26, Orange Township, Lincoln County, Kansas; approximately 1 mile north of Ash Grove, then 1/2 mile west on gravel road.

**Project No. 000350, Maximum Principal Amount: \$61,928.** Owner/Operator: Michael L. Old. Description: Acquisition of 70 acres of agricultural land, a Mintill drill and 25 cow/calf pairs and related improvements and equipment to be used by the owner/operator for farming purposes. Location: Section 15, Center Township, Woodson County, Kansas; approximately 5 miles east of Yates Center on Old Highway 54.

Each bond, when issued, will be a limited obligation of the Kansas Development Finance Authority and will not constitute a general obligation or indebtedness of the State of Kansas or any political subdivision thereof, including the Authority, nor will it be an indebtedness for which the faith and credit and taxing powers of the State of Kansas are pledged. Each bond will be payable solely and only from amounts received from the respective borrower, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on each bond when it shall become due.

All individuals appearing at the hearing will be given an opportunity to express their views for or against the proposal to issue any specific bond for the purpose of financing the respective project, and all written comments previously filed with the Authority at its offices at Suite 1000, Jayhawk Tower, 700 S.W. Jackson, Topeka, 66603, will be considered. Additional information regarding any of the projects may be obtained by contacting the Authority.

Any individual affected by any of the above described projects may, at or prior to the hearing, file a written request with the Authority that a local hearing be held on the proposal to issue a bond to finance said project. A local hearing, if requested, would be conducted in the county where the project in question is located.

Wm. F. Caton  
President

Doc. No. 019574

State of Kansas

**Kansas Development Finance Authority****Notice of Hearing**

A public hearing will be conducted at 9:30 a.m. Monday, September 15, in the conference room of the Kansas Development Finance Authority, Suite 1000, Jayhawk Tower, 700 S.W. Jackson, Topeka, on the proposal for the Kansas Development Finance Authority to issue its Industrial Development Revenue Bonds for the projects numbered below, in the respective maximum principal amount. Each bond will be issued to assist the respective borrower named below (who will be the owner and operator of the respective project) to finance the cost in the amount of the bond of acquiring the projects described below or for the purpose of refunding a bond previously issued to finance the respective project. Each project shall be located as shown:

**Project No. 00001, Maximum Principal Amount: \$33,500.** Owner/Operator: Rainbow Meat Processors, Inc. (Mark E. Bergmann and Wilmar J. Bergmann). Description: Acquisition of equipment including refrigeration units and related equipment to be used by the owner/operator for small meat processing. Location: 122 W. Prairie, Girard, Crawford County, Kansas.

**Project No. 00002, Maximum Principal Amount: \$250,000.** Owner/Operator: Concept Foods, Inc. (Bernard L. Hansen, Shon Hansen and Todd Hansen). Description: Rehabilitation and upgrades to the quality control tech room and equipment including coolers and related equipment to be used by the owner/operator for small meat processing. Location: 110 E. 1st, Alma, Wabaunsee County, Kansas.

Each bond, when issued, will be a limited obligation of the Kansas Development Finance Authority and will not constitute a general obligation or indebtedness of the State of Kansas or any political subdivision thereof, including the Authority, nor will it be an indebtedness for which the faith and credit and taxing powers of the State of Kansas are pledged. Each bond will be payable solely and only from amounts received from the respective borrower, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on each bond when it shall become due.

All individuals appearing at the hearing will be given an opportunity to express their views for or against the proposal to issue any specific bond for the purpose of financing the respective project, and all written comments previously filed with the Authority at its offices at Suite 1000, Jayhawk Tower, 700 S.W. Jackson, Topeka, 66603, will be considered. Additional information regarding any of the projects may be obtained by contacting the Authority.

Any individual affected by any of the above described projects may, at or prior to the hearing, file a written request with the Authority that a local hearing be held on

the proposal to issue a bond to finance said project. A local hearing, if requested, would be conducted in the county where the project in question is located.

Wm. F. Caton  
President

Doc. No. 019575

(Published in the Kansas Register August 28, 1997.)

**Notice of Call for Redemption**  
**City of Eudora, Kansas**  
**Water and Sewage System Revenue Bonds**  
**Series 1970**

Notice is hereby given to the holders of the above-captioned bonds that pursuant to the provisions of Section 3 of Ordinance No. 345 (the bond resolution) of the City of Eudora, Kansas (the issuer), the bonds maturing April 1, 1998, and thereafter, and all unmatured coupons appertaining thereto have been called for redemption and payment on October 1, 1997 (the redemption date), at the principal office of the Kansas State Treasurer, Topeka, Kansas (the paying agent).

Bond Numbers	Maturity Date	Principal Amount	Interest Rate	Cusip No.
480-518	April 1, 1998	\$39,000	7.75%	298108 BD2
519-559	April 1, 1999	\$41,000	7.75%	298108 BE0
560-600	April 1, 2000	\$41,000	7.75%	298108 BF7

On the redemption date there shall become due and payable, upon the presentation and surrender of each such called bond, the redemption price thereof equal to 106 percent of the principal amount thereof together with interest accrued to the redemption date. Interest shall cease to accrue on the bonds called for redemption from and after the redemption date provided such funds for redemption are on deposit with the paying agent from the proceeds of refunding bonds to be issued by the issuer.

Neither the issuer nor the paying agent shall be responsible for the selection or use of the CUSIP identification numbers shown above or printed on any of the called bonds. Said CUSIP identification numbers are included solely for the convenience of the owners of the bonds.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, as amended and codified at Section 3406(a)(I) of the Internal Revenue Code of 1986, paying agents making payments of interest or principal on corporate securities or making payments of principal on municipal securities may be obligated to withhold a 31 percent tax from remittances to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Holders of the bonds who wish to avoid the imposition of the tax should submit certified taxpayer identification numbers when presenting the called bonds for payment.

City of Eudora, Kansas  
By: Kansas State Treasurer  
Topeka, Kansas  
as Paying Agent

Doc. No. 019586

## State of Kansas

## State Conservation Commission

## Notice to Contractors

Sealed bids for the construction of a 43,525 cubic yard detention dam, Site 14 in Lyon County, will be received by the Allen Creek Watershed District No. 89 at the office of C.P. Engineers & Land Surveyors, Inc., 320 S.W. 33rd, Topeka, 66611, (785) 267-5071, until 4 p.m. September 23, or may be delivered just prior to the 10 a.m. bid opening September 24 at the USDA #251 Office, 615 Main, Americus, (316) 433-5116. A copy of the invitation for bids and plans and specifications can be obtained or reviewed at the offices of C.P. Engineers & Land Surveyors, Inc., or at the site showing at 2 p.m. September 12. In case of inclement weather, alternate showing at the site will be at 2 p.m. September 15.

Tracy D. Streeter  
Executive Director

Doc. No. 019567

(Published in the Kansas Register August 28, 1997.)

**Notice of Redemption of Bonds  
City of Wakefield, Kansas  
Industrial Revenue Bonds  
Series A, 1979**

Notice is hereby given the City of Wakefield, Kansas (the issuer), has called for redemption, pursuant to Ordinance No. 1090 of the issuer authorizing the above-described bonds, and will redeem and pay on October 1, 1997, prior to the stated maturity, bonds numbered 75, 77, 81, 82, 92, 94, 96, 101 and 103 of the above-described series maturing on October 1, 2000.

The bonds will be redeemed and paid, in accordance with the requirements of the ordinance, by payment on said date of the principal thereof at a redemption price of 100 percent of the principal amount thereof, together with accrued interest thereon to the date of redemption. All of the bonds called for redemption and payment will be due and payable on October 1, 1997, and will cease to bear interest from and after October 1, 1997. The principal amount of bonds to be redeemed is \$45,000.

Payment of the bonds called for redemption will be made upon presentation and surrender of said bonds in person or by mail at the First National Bank and Trust Company of Junction City, 702 N. Washington, Junction City, KS 66441.

Withholding of 31 percent of gross redemption proceeds of any payment within the United States may be required by the Interest and Dividend Tax Compliance Act of 1983, as amended, unless the fiscal agent has the correct taxpayer identification number (social security or employer identification number) or exemption certificate of the payee. Please furnish a properly completed W-9 or exemption certificate or equivalent when presenting your securities.

Dated August 19, 1997.

City of Junction City, Kansas  
By: The First National Bank and Trust  
Company of Junction City, Kansas  
as Fiscal Agent

Doc. No. 019571

## State of Kansas

Department of Health  
and EnvironmentPermanent Administrative  
Regulations

## Article 4.—MATERNAL AND CHILD HEALTH

**28-4-400. Definitions.** (a) "Cash assets" means money, savings accounts, saving certificates, checking accounts, and stocks and bonds.

(b) "Diagnostic service" means an evaluation to identify a handicapping disease or disease process.

(c) "Emergency" means an unanticipated, urgent event requiring immediate medical treatment.

(d) Family.

(1) "Family," for an eligible person who resides with the person's parents, stepparents or legal guardian or who is considered to be a dependent of that person's parents, stepparents or legal guardian for income tax purposes, means the eligible person, person's parents, stepparents or legal guardian and all other persons who reside in the same home as that of the person. Family shall not include persons who lease or rent a portion of the residence.

(2) "Family," for an eligible person who has established a separate residence and is no longer considered a dependent of the person's parents, stepparents or legal guardian for income tax purposes, means the eligible person, the person's spouse and children, and all other relatives and persons who reside in the same home as that person. Family shall not include persons who lease or rent a portion of the residence.

(e) "Family income" means the total income received by all adult members of the family, based upon one or more of the following, with the addition of non-taxable benefits from whatever source:

(1) the total amount of adjusted gross income reported for federal income tax purposes on the most recent federal income tax return;

(2) three months of pay stubs; or

(3) a letter of anticipated earnings from the employer when the most recent federal income tax return does not reflect current income.

(f) "Family living allowance" means the amount established by the secretary as specified in K.A.R. 28-4-403(b).

(g) "Health care plan" means documents prepared by the secretary that state a plan of treatment, describe the authorized services, and identify the approved providers of service, the time frame for provision of services, and the party responsible for payment for services.

(h) "Prior authorization" means the approval of a request to provide a specific service before the provision of the service, or in an emergency, within two working days after the emergency occurs.

(i) "Managed care" means coordination, direction, and provision of health services to an identified group of individuals by providers, agencies or organizations.

(j) "Medicaid" means the title xix of the social security act.

(k) "Medical treatment" means any medical or surgical service and any medical equipment, device or supply

provided to a person who is eligible for assistance under the services for children with special health care needs program.

(l) "Resident" means a person who is living in the state with the intention of making a permanent home in the state.

(m) "Secretary" means the secretary of the department of health and environment or the secretary's designee. (Authorized by and implementing K.S.A. 65-5a08; effective, E-82-10, April 27, 1981; effective May 1, 1982; amended May 1, 1983; amended, T-85-41, Dec. 19, 1984; amended May 1, 1985; amended Dec. 26, 1989; amended Sept. 12, 1997.)

**28-4-401. Responsibilities of individuals who apply for or who receive services.** (a) Each applicant shall fulfill the following requirements:

(1) Supply financial, insurance, and family information essential to the establishment of eligibility within 30 days of the request for service, on forms prescribed by the secretary;

(2) submit written permission, on forms prescribed by the secretary, for release of information needed to determine medical and financial eligibility; and

(3) report to the secretary changes in any of the following circumstances:

- (A) the eligible person's address;
- (B) the number of persons living in the home;
- (C) marital status of eligible person, parents, or legal guardians;
- (D) custody of the eligible person;
- (E) medical insurance coverage for the eligible person;
- (F) medicaid eligibility or supplemental security income eligibility for the eligible person;
- (G) family income or cash assets of more than \$500.00 per year; or
- (H) other circumstances that affect the special health care needs of the eligible person.

(b) Each eligible person who is enrolled in the department of social and rehabilitation services managed care arrangements shall report, within 10 working days of enrolling, the following information:

- (1) The eligible person's medicaid number;
- (2) the name of the managed care provider; and
- (3) the name of the eligible person's primary care network physician at the time of application to the managed care provider or at the time of subsequent enrollment or change in enrollment in the managed care provider arrangement.

(c) Each eligible person enrolled in medicaid shall participate in the kan-be-healthy program.

(d) Each eligible person enrolled in a managed care arrangement under the medicaid program or an insurance policy shall obtain referrals for care as required by the managed care provider.

(e) Each eligible person shall perform the following actions:

- (1) Obtain prior authorization for services;
- (2) apply for insurance, medicaid coverage, supplemental security income, or benefits from other sources, when requested;

(3) assign the insurance benefits to hospitals and other providers of service for any medical treatment;

(4) apply the benefits of any non-assignable insurance by making payments to hospitals or other providers of service for items ordered by the attending physician;

(5) reimburse the secretary for any insurance proceeds sent directly to the recipient if the insurance payment is made for medical treatment provided by the services for children with special health care needs program; and

(6) submit any bills received for prior-authorized services to the secretary within six months of the date of service. (Authorized by and implementing K.S.A. 65-5a08; effective, E-82-10, April 27, 1981; effective May 1, 1982; amended May 1, 1983; amended, T-85-41, Dec. 19, 1984; amended May 1, 1985; amended, T-86-46, Dec. 18, 1985; amended May 1, 1986; amended, T-87-47, Dec. 19, 1986; amended May 1, 1987; amended Dec. 26, 1989; amended Sept. 12, 1997.)

**28-4-403. Financial eligibility.** (a) (1) The uniform standard for determining eligibility shall be the annual margin as calculated in paragraph (a)(2). If the annual margin is zero or below, the person shall be eligible for financial assistance for medical treatment. If the annual margin is above zero, the person shall not be eligible for financial assistance, except as provided in subsections (d) and (e). The factors to be used in calculating the annual margin shall be the following items:

- (A) family income;
- (B) cash assets;
- (C) family living allowance;
- (D) anticipated specialized health care expenditures for the eligible person and other family members; and
- (E) the health benefits available under insurance coverage for the eligible person.

(2) The annual margin shall be calculated by the following method:

(A) Add the amount of the family income to the amount of cash assets above the maximum allowed under subsection (c); and

(B) subtract from the total of paragraph (a)(2)(A) the following:

- (i) the family living allowance as determined in subsection (b); and
- (ii) the amount of the anticipated health care expenditures for the person that will not be paid by the person's health insurance coverage.

(b) The family living allowance shall be 185 percent of the poverty guidelines updated annually in the federal register by the U.S. department of health and human services under the authority of section 673(2) of the omnibus budget reconciliation act of 1981 effective July 1, following the publication.

(c) The maximum cash assets allowed a family shall be 15 percent of the family living allowance.

(d) If within 12 months after application the family spends down the annual margin to zero or below per subsection (e) through the family's actual or obligated expenditures for medical care for any family member, the person shall be, at that time, financially eligible for assistance for the remainder of the 12-month period. These expenditures shall be in addition to any expenditure or

(continued)

reimbursement made by a health insurance carrier or other third party payor.

(e) In order to spend the annual margin down to zero, the family shall agree to pay the following expenses:

(1) medical expenses and travel expenses related to medical treatment or health support services, supplies or equipment; or

(2) a portion of actual or anticipated medical expenses, and travel expense related to medical treatment or a portion of health support services, supplies or equipment as documented in the health care plan. (Authorized by K.S.A. 65-5a08; implementing K.S.A. 65-5a12; effective, E-82-10, April 27, 1981; effective May 1, 1982; amended, T-85-41, Dec. 19, 1984; amended May 1, 1985; amended, T-86-46, Dec. 18, 1985; amended May 1, 1986; amended Dec. 26, 1989; amended Sept. 12, 1997.)

**28-4-404. Services.** (a) Diagnostic services shall be made available to each eligible person who is a resident of this state and who is believed to have a severe handicap, disability, or chronic disease.

(b) Diagnostic services shall be authorized before the services are rendered and shall be provided in facilities and by providers approved by the secretary.

(c) Medical treatment services shall be provided to individuals meeting the medical and financial eligibility criteria found in K.A.R. 28-4-403 and K.A.R. 28-4-406, respectively.

(d) Medical treatment services related to the eligible medical diagnosis shall be provided as recommended by an approved provider. The medical treatment services shall be within the parameters of standard medical practice, shall not include experimental or investigational treatments, organ transplants or acupuncture, and shall be approved by the secretary.

(e) Medical treatment services shall be authorized before the services are rendered and shall be provided in facilities and by providers approved by the secretary. (Authorized by K.S.A. 65-5a08; implementing K.S.A. 65-5a10; effective May 1, 1982; amended, T-85-41, Dec. 19, 1984; amended May 1, 1985; amended, T-86-46, Dec. 18, 1985; amended May 1, 1986; amended Sept. 12, 1997.)

**28-4-405. Providers of service.** (a) Application. Each person or corporation desiring to supply services or sell prosthetic devices, equipment, appliances or supplies shall file an application with the secretary. Each application shall be approved or disapproved by the secretary, interested parties shall be notified of the action taken, and a list of approved providers of service shall be maintained.

(b) Designation of hospitals. Each hospital approved to provide medical and surgical services for the care and treatment of eligible persons, except for those out-of-state hospitals authorized by K.A.R. 28-4-408, shall meet the following requirements:

(1) For inpatient services, the hospital shall meet these standards:

- (A) be licensed as a hospital in Kansas;
- (B) be certified by the joint commission on accreditation of health care organizations;
- (C) have staff physicians certified by specialty boards in the specialty appropriate for the needs of the eligible person;

(D) have available consultation in other specialty areas for the cases being treated;

(E) have appropriate operating facilities for the specialty for which the hospital is approved;

(F) have other facilities appropriate for the application of plaster or other cast-material for eligible persons;

(G) have regularly scheduled inservice programs relating to children and pediatric conditions; and

(H) provide the following services for children:

(i) qualified professional nurses assigned to care of children;

(ii) at least one pediatrician on the hospital staff, with a designated chief of pediatrics; and

(iii) nonrestrictive visiting hours for parents and suitable recreational facilities for children.

(2) For outpatient services the hospital shall comply with the following standards:

(A) Be licensed as a hospital in Kansas;

(B) have an x-ray department with facilities and qualified personnel to treat children;

(C) have a physical therapy department with qualified personnel to treat children;

(D) have an occupational therapy department with qualified personnel to treat children;

(E) have a respiratory therapy department with qualified personnel to treat children;

(F) have regularly scheduled inservice programs for all health-care staff relating to children and pediatric conditions;

(G) have a laboratory department with facilities and qualified personnel for hematology, chemistry, microbiology, and serology testing; and

(H) have persons qualified to give anesthesia.

(c) Designation of laboratory facilities. Each laboratory facility approved to provide services for the care and treatment of eligible persons, except for those laboratory facilities authorized by K.A.R. 28-4-408, shall maintain a valid clinical laboratory improvement certificate appropriate for the type and complexity of the services performed.

(d) Designation of radiology and nuclear medicine facilities. Each x-ray facility approved to provide services for the care and treatment of eligible persons, except for those x-ray facilities authorized by K.A.R. 28-4-408, shall meet the following standards:

(1) Maintain compliance with K.A.R. 28-35-133 through 28-35-338, as authorized by K.S.A. 48-1607;

(2) have on staff a radiologist supervising the facility and all patient services;

(3) have on staff technical personnel who are qualified for the type of services being provided;

(4) have written medical policies and procedures that are developed and maintained under the direction of the radiologist responsible for patient services, including policies and procedures related to interpretation of all radiologic exams, preparation and provision of written reports; and emergency situations; and

(5) have regularly scheduled inservice programs for all staff relating to children and pediatric conditions.

(e) Designation of ambulatory surgical facilities. Each ambulatory surgical facility approved to provide services for the care and treatment of eligible persons, except for

those ambulatory surgical facilities authorized by K.A.R. 28-4-408, shall fulfill these requirements:

(1) Be licensed as an ambulatory surgical facility by the secretary;

(2) have qualified pediatric nurses regularly assigned to care for the pediatric clients;

(3) have physicians performing the surgeries who are certified by specialty boards in the specialty appropriate for the needs of the child and for which the facility is approved;

(4) have dentists who are qualified to perform the procedures for which the facility is approved;

(5) have qualified personnel to give anesthesia to pediatric clients;

(6) have a separate area for children with provisions made for parents who wish to remain with their child during preparation for surgery and the post-operative period, including the recovery from anesthesia;

(7) have facilities to isolate clients with conditions requiring isolation or separation;

(8) have operating facilities appropriate for the type of procedures conducted at the facility;

(9) have a laboratory department with facilities and qualified personnel for hematology, chemistry, microbiology, and serology testing as appropriate for the type of procedures conducted at the facility;

(10) have a radiology department with facilities and qualified personnel to treat children for conditions related to the type of procedures conducted at the facility;

(11) have other facilities appropriate for the type of procedures conducted at the facility;

(12) have regularly scheduled inservice programs for all health-care staff relating to children and pediatric conditions;

(13) have written protocols which state the conditions under which a client would be transferred to a hospital to receive services not available within the ambulatory surgical facility;

(14) have written protocols which state the method of transfer of a client to the hospital, when necessary; and

(15) have a written agreement with a hospital to accept a patient transferring from the ambulatory surgical facility in an emergency situation.

(f) Designation of prosthetics and orthotics appliance facilities. Each prosthetics and orthotics appliance facility approved to provide services for the care and treatment of eligible persons shall have employees certified by the American board for certification in orthotics and prosthetics, in accordance with the "practitioner certification book of rules," effective October 1996, and "technician registration book of rules," revised June 1994.

(g) Designation of pharmacies. Each pharmacy approved to provide services for the care and treatment of eligible persons shall be registered as a pharmacy by the Kansas state board of pharmacy.

(h) Designation of home health agencies. Each home health agency approved to provide services for the care and treatment of eligible persons shall be licensed as a home health agency by the secretary.

(i) Designation of other providers. Other providers approved to provide medical, surgical, and other services for the care and treatment of eligible persons, except for

out-of-state providers authorized by K.A.R. 28-4-408, shall meet the following standards.

(1) Each audiologist shall be licensed as an audiologist by the secretary.

(2) Each dentist shall be licensed by the Kansas dental board, and each dental specialist shall be licensed to practice that specialty by the Kansas dental board.

(3) Each hearing aid dealer shall be licensed by the Kansas board of hearing aid examiners to fit and dispense hearing aids.

(4) Each nurse shall be licensed as a registered professional nurse by the state board of nursing.

(5) Each nutritionist shall be licensed as a dietician by the secretary.

(6) Each ocularist shall be certified by the national examining board of ocularists, in accordance with the "certification, registration and recertification," effective 1995.

(7) Each occupational therapist shall be licensed as an occupational therapist by the Kansas state board of healing arts.

(8) Each optometrist shall be licensed by the Kansas board of examiners in optometry.

(9) Each oral surgeon shall be licensed as an oral surgeon by the Kansas dental board.

(10) Each orthodontist shall hold an orthodontist's license issued by the Kansas dental board.

(11) Each physical therapist shall be licensed as a physical therapist by the Kansas state board of healing arts.

(12) Each physician shall be licensed by the Kansas state board of healing arts. Physicians providing medical specialty services shall be certified by the appropriate specialty board within three years of being accepted as a provider for the services for children with special health care needs program.

(13) Each respiratory therapist shall be licensed by the state board of healing arts.

(14) Each social worker shall have a master's degree in social work and shall be licensed by the Kansas behavioral sciences regulatory board.

(15) Each speech therapist shall be licensed as a speech therapist by the secretary.

(j) Responsibilities. Each provider of service shall agree that race, color, religion, national origin or ancestry shall not be a basis for refusing to provide service. In addition, each provider shall agree to comply with the following requirements:

(1) Submit reports requested by the services for children with special health care needs program;

(2) accept responsibility for the care and treatment provided to persons under the services for children with special health care needs program;

(3) be a medicaid provider;

(4) accept and bill insurance and medicaid, when available;

(5) accept as payment in full, payment from medicaid for medicaid-eligible services, without receiving a supplement from the services for children with special health care needs program;

(6) accept as payment in full, payments from an insurance carrier for services covered under a policy, supple-

(continued)

mented to equal the services for children with special health care needs allowable rate, when applicable;

(7) accept as payment in full the fees established by the secretary and shall not bill families for any service covered by the services for children with special health care needs program without permission of the secretary; and

(8) notify the secretary of withdrawal from the services for children with special health care needs program. (Authorized by and implementing K.S.A. 65-5a08; effective May 1, 1982; amended May 1, 1983; amended, T-85-41, Dec. 19, 1984; amended May 1, 1985; amended, T-86-46, Dec. 18, 1985; amended May 1, 1986; amended May 1, 1987; amended Dec. 26, 1989; amended April 15, 1991; amended Sept. 12, 1997.)

**28-4-405a. Payment.** (a) Each provider shall submit a claim to the secretary for payment for a prior-authorized medical treatment within six months of the date of service.

(b) Each claim submitted for payment shall provide the following information:

- (1) the eligible person's name and address;
- (2) the date the medical treatment was provided;
- (3) the appropriate procedure code; and

(4) the insurance or medicaid status of the eligible person or both insurance and medicaid status, when applicable.

(c) Each provider shall submit to the secretary the explanation of benefits from the insurance carrier or the remittance advice from medicaid, as applicable, for final adjudication of each claim.

(d) Claims by individuals or hospitals who do not meet the requirements of subsections (a) to (j), inclusive, of K.A.R. 28-4-405, as amended, may be allowed by the secretary if the individual or hospital provides emergency medical treatment for an eligible person, or with the prior authorization of the secretary, provides specialized medical treatment for an eligible person. (Authorized by and implementing K.S.A. 65-5a08; effective, T-85-41, Dec. 19, 1984; amended May 1, 1985; amended, T-86-46, Dec. 18, 1985; amended May 1, 1986; amended Dec. 26, 1989; amended Sept. 12, 1997.)

**28-4-405b. Termination.** (a) Any provider may be terminated by the secretary from participation in the services for children with special health care needs program for one or more of the following reasons:

(1) Voluntary withdrawal of the provider from participation in the program;

(2) suspension or termination of a required professional license or certificate; or

(3) (A) non-compliance with applicable state laws or regulations; or

(B) unethical or unprofessional conduct.

(b) Any provider may request a hearing before termination of a provider's participation in the services for children with special health care needs program for either of the reasons listed in paragraph (a) (3). (Authorized by K.S.A. 65-5a08; implementing K.S.A. 65-6a09; effective, T-85-41, Dec. 19, 1984; amended May 1, 1985; amended, T-86-46, Dec. 18, 1985; amended May 1, 1986; amended May 1, 1987; amended Dec. 26, 1989; amended Sept. 12, 1997.)

**28-4-406. Conditions eligible for treatment.** For a person to be eligible for financial assistance under the services for children with special health care needs program, the person shall be diagnosed with one or more of the following conditions:

(a) Myelomeningocele;

(b) Cleft palate, cleft lip, and related problems;

(c) Cardiovascular conditions, except for high blood pressure;

(d) Neurosurgical conditions, limited to permanent spinal cord injury that results in paralysis, or hydrocephalus;

(e) Orthopedic conditions, including the following:

(1) Congenital anomalies leading to physical limitations or functional disabilities which interfere with performance of age-appropriate activities;

(2) Acquired conditions leading to physical handicaps, excluding non-vitamin D resistant rickets;

(3) Fractures in which there is a complication in healing;

(4) Developmental problems requiring surgical correction; or

(5) Muscle problems that are of a disabling nature, limited to muscular dystrophies, myositis ossificans progressiva or poliomyelitis;

(f) Juvenile rheumatoid arthritis;

(g) Specified genetic and metabolic conditions, limited to phenylketonuria, cystic fibrosis, congenital hypothyroid, galactosemia, and sickle cell disease;

(h) Hearing problems that lead to or that present a high risk for permanent hearing loss;

(i) Congenital gastrointestinal problems requiring surgical correction;

(j) Genitourinary problems, limited to exstrophy of bladder or urethral valves which require surgery;

(k) Burns requiring surgical or compression garment treatment;

(l) Seizures, limited to outpatient services;

(m) Craniofacial anomalies; or

(n) Vision problems, limited to glaucoma, congenital cataracts or cataracts resulting from metabolic disease, retinal detachment with retinal defect, retinoblastoma, or retinal disorders excluding retinopathy of prematurity. (Authorized by and implementing K.S.A. 65-5a14; effective May 1, 1982; amended, T-85-41, Dec. 19, 1984; amended May 1, 1985; amended, T-86-46, Dec. 18, 1985; amended May 1, 1986; amended Dec. 26, 1989; amended Sept. 12, 1997.)

**28-4-407. System of priorities.** Persons with the diagnosis specified in subsection (a) of K.A.R. 28-4-406 shall have priority assistance, with subsequent priorities for assistance established in descending order for the diagnoses listed in subsections (b) through (n), inclusive. Persons with the diagnoses specified in subsection (n) of K.A.R. 28-4-406 shall be assigned the lowest priority for assistance. (Authorized by and implementing K.S.A. 65-5a14; effective May 1, 1982; amended, T-85-41, Dec. 19, 1984; amended May 1, 1985; amended, T-86-46, Dec. 18, 1985; amended May 1, 1986; amended Dec. 26, 1989; amended Sept. 12, 1997.)

**28-4-408. Out-of-state service provision.** (a) Treatment services may be provided out of state on an individual basis under any of the following conditions.

- (1) The medical specialty is not practiced in Kansas.
- (2) The medical treatment is not available in Kansas, and two approved medical specialists recommend out-of-state treatment.
- (3) Kansas facilities have no hospital beds available for the client.
- (4) The eligible person, traveling outside of Kansas but within the United States and its territories, requires emergency treatment for the eligible condition, if Kansas residency is not severed through action or intent.
- (b) Treatment services may be provided out of state for eligible children with specific conditions if there is a written agreement between the secretary and the service provider establishing a treatment site for ongoing care.
- (c) When treatment services are provided out of state, the eligible family shall be responsible for the costs of the following:
- (1) treatment that is greater than approved charges under the services for children with special health care needs program;
  - (2) travel for the eligible child and family; and
  - (3) maintenance of the family during the treatment.
- (d) Initial diagnostic services out of state shall not be authorized. (Authorized by and implementing K.S.A. 65-5a08; effective, T-86-46, Dec. 18, 1985; effective May 1, 1986; amended May 1, 1987; amended Dec. 26, 1989; amended Sept. 12, 1997.)

**28-4-410. Definitions.** (a) "Blood bank" means a licensed facility that supplies blood or clotting factor.

(b) "Clotting factor" means a substance derived from human blood or prepared by recombinant deoxyribonucleic acid technology.

(c) "Cash assets" means money, savings accounts, savings certificates, checking accounts, and stocks and bonds.

(d) "Comprehensive centers" means those facilities that provide services to individuals with hemophilia, and meet the standards established by the national hemophilia foundation medical and scientific advisory council in "standards and criteria: for the care of persons with congenital bleeding disorders," approved on July 10, 1994.

(e) "Emergency" means an unanticipated, urgent event requiring immediate medical treatment.

(f) Family.

(1) "Family," for an eligible person who resides with the person's parents, stepparents or legal guardian or who is considered to be a dependent of that person's parents, stepparents or legal guardian for income tax purposes, means the eligible person who has hemophilia, that person's parents, stepparents or legal guardian and all other persons who reside in the same home as that of the person who has hemophilia. Family shall not include persons who lease or rent a portion of the residence.

(2) "Family," for an eligible person who has established a separate residence and is no longer considered a dependent of that person's parents, stepparents or legal guardian for income tax purposes, means the eligible person who has hemophilia, that person's spouse and children, and all other relatives and persons who reside in the same home as that of the person who has hemophilia.

Family shall not include persons who lease or rent a portion of the residence.

(g) "Family income" means the total income received by all adult members of the family based upon one or more of the following, with the addition of non-taxable benefits from whatever source:

(1) the total amount of adjusted gross income reported for federal income tax purposes on the most recent federal income tax return filed by each adult member of the family; or

(2) three months of pay stubs or a letter of anticipated earning from the employer of each adult member of the family when the most recent federal income tax does not reflect current income.

(h) "Family living allowance" means the amount established by the secretary as specified in K.A.R. 28-4-413.

(i) "Hemophilia" means a bleeding tendency that results from a genetically determined deficiency factor in the blood.

(j) "Hemophilia program" means services that are provided for the care and treatment of persons with hemophilia and that are administered by the secretary.

(k) "Home therapy" or "self therapy" means the administration of transfusions of blood concentrates or blood derivatives in a home setting.

(l) "Health care plan" means documents prepared by the secretary that state a plan of treatment, describe the authorized services, and identify the approved providers of service, the time frame for provision of services and the party responsible for payment for services.

(m) "Infusion" means therapeutic introduction of a fluid into a vein.

(n) "Infusion supplies" means syringes, needles and hemophilia infusion sets.

(o) "Prior authorization" means the approval of a request to obtain blood products and other efficacious agents or educational services pertaining to hemophilia before the provision of the service, or in an emergency, within two working days after the emergency occurs.

(p) "Secretary" means the secretary of the department of health and environment or the secretary's designee. (Authorized by K.S.A. 65-1,134; implementing K.S.A. 65-1,132, 65-1,133; effective, T-85-41, Dec. 19, 1984; effective May 1, 1985; amended Dec. 26, 1989; amended Sept. 12, 1997.)

**28-4-411. Responsibilities of individuals who apply for or who receive assistance.** (a) Each applicant shall fulfill these requirements:

(1) supply financial, insurance and family information essential to the establishment of eligibility within 30 days of the request for service, on forms approved by the secretary;

(2) submit written permission on forms prescribed by the secretary for release of information needed to determine medical and financial eligibility; and

(3) report to the secretary changes in any of the following circumstances;

(A) eligible person's address;

(B) the number of persons living in the home;

(C) marital status of the eligible person, parents, or legal guardians;

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- (D) custody of the eligible person;
- (E) medical insurance coverage for the eligible person;
- (F) medical eligibility or supplementary security income eligibility for the eligible person;
- (G) family income or cash assets of more than \$500.00 per year; or

(H) other circumstances that affect the special health care needs of the eligible person.

(b) Each eligible person who is enrolled in the department of social and rehabilitation services managed care arrangements shall, within 10-working days of enrolling, report the following information:

- (1) the eligible person's medical number;
- (2) the name of the managed care provider; and
- (3) the name of the eligible person's primary care network physician at the time of application or subsequent enrollment in the managed care arrangement.

(c) Each eligible person under 21 years of age enrolled in medicaid shall participate in the kan-be-healthy program.

(d) Each eligible person enrolled in a managed care arrangement under the medicaid program or an insurance policy shall obtain referrals for care as required by the managed care provider.

(e) Each eligible person shall fulfill these requirements:

- (1) obtain prior authorization for services;
- (2) apply for insurance, medicaid coverage, supplemental security income or benefits from other sources, when requested;
- (3) assign the insurance benefits to hospitals and other providers of service for any medical treatment;

(4) apply the benefits of any non-assignable insurance by making payments to hospitals or other providers of service for items ordered by the attending physician; and

(5) reimburse the secretary for any insurance proceeds sent directly to the recipient if the insurance payment is made for medical treatment provided by the hemophilia program.

(f) Each eligible person shall obtain from one of the comprehensive centers initial and annual evaluations of medical eligibility for the hemophilia program.

(g) Each eligible person shall submit any bills received for prior authorized services to the secretary within six months of the date of service.

(h) Each eligible person shall obtain from one of the comprehensive centers a written prescription for blood products or other efficacious agents and shall provide a copy of the current prescription to the secretary. (Authorized by and implementing K.S.A. 65-1,132; effective, T-85-41, Dec. 19, 1984; effective May 1, 1985; amended Dec. 26, 1989; amended Sept. 12, 1997.)

**28-4-413. Financial eligibility.** (a)(1) The uniform standard for determining eligibility shall be the annual margin as calculated in paragraph (2). If the annual margin is zero or below, the person shall be eligible for financial assistance under the hemophilia program. If the annual margin is above zero, the person shall not be eligible for financial assistance, except as provided in subsections (d) and (e). The factors to be utilized in calculating the annual margin shall be the following items:

- (A) the family income;

(B) cash assets;

(C) family living allowance;

(D) anticipated specialized health care expenditures for the eligible person and other family members; and

(E) the benefits available under health insurance coverage for the eligible person.

(2) The annual margin shall be calculated by the following method:

(A) add the amount of the family income to the amount of cash assets above the maximum allowed under subsection (c); and

(B) subtract from the total of paragraph (a)(2)(A) the following:

(i) The family living allowance as determined in subsection (b); and

(ii) The amount of the anticipated health care expenditures for the person that will not be paid by the person's health insurance coverage.

(b) The family living allowance shall be 185 percent of the poverty guidelines updated annually in the federal register by the U.S. department of health and human services under the authority of section 673(2) of the omnibus reconciliation act of 1981, effective July 1 following the publication.

(c) The maximum cash assets allowed for a family shall be 15 percent of the family living allowance.

(d) If within 12 months after application the family spends down the annual margin to zero or below per subsection (e) through the family's actual or obligated expenditures for medical care for any family member, the person shall be, at that time, financially eligible for assistance for the remainder of the 12-month period. These expenditures shall be in addition to any expenditure or reimbursement made by health insurance carrier or other third-party payor.

(e) In order to spend the annual margin down to zero, the family shall agree to pay the following expenses:

(1) medical expenses and travel expenses related to medical treatment, or health support services, supplies or equipment; or

(2) a portion of actual or anticipated medical expenses, and travel expenses related to medical treatment or a portion of health support services, supplies or equipment as documented in the health care plan. (Authorized by and implementing K.S.A. 65-1,132; effective, T-85-41, Dec. 19, 1984; effective May 1, 1985; amended Dec. 26, 1989; amended Sept. 12, 1997.)

**28-4-414. Payment.** (a) Each provider shall submit a claim to the secretary for payment for a prior-authorized clotting factor or service within six months of the date of service.

(b) Each claim submitted for payment shall provide the following information:

(1) the eligible person's name and address;

(2) the date the service was provided;

(3) the appropriate procedure code;

(4) the insurance or medicaid status, or both, of the eligible person, when applicable.

(c) Each provider shall submit to the secretary the explanation of benefits from insurance carriers or the remittance advice from medicaid, as applicable, for final

adjudication of each claim. (Authorized by K.S.A. 65-1,134; implementing K.S.A. 65-1,133; effective, T-85-41, Dec. 19, 1984; effective May 1, 1985; amended Sept. 12, 1997.)

**28-4-415. Conditions eligible for treatment.** Each person who is eligible for financial assistance under the hemophilia program shall meet one or more of the following conditions. (a) The person requires continuing home therapy, under the direction of a comprehensive center, with clotting factor to avoid extensive hospitalization and other disabling effects associated with this chronic bleeding condition.

(b) The person requires education concerning the administration and management of home therapy for hemophilia. (Authorized by K.S.A. 65-1,134; implementing K.S.A. 65-1,132, 65-1,133; effective, T-85-41, Dec. 19, 1984; effective May 1, 1985; amended Sept. 12, 1997.)

**28-4-416. System of priorities.** Provision of clotting factor and infusion supplies for home therapy shall be the highest priority for assistance, education for persons who have hemophilia and for families of persons who have hemophilia shall be the second-highest priority for assistance, and education for physicians, dentists, nurses and other professionals who assist persons with hemophilia shall be the lowest priority for assistance. (Authorized by K.S.A. 65-1,134; implementing K.S.A. 65-1,132, 65-1,133; effective, T-85-41, Dec. 19, 1984; effective May 1, 1985; amended Sept. 12, 1997.)

#### Article 29.—SOLID WASTE MANAGEMENT

**28-29-28. Definitions.** For the purposes of these regulations, the following terms shall be defined as follows.

(a) "Contaminated waste tire" means a waste tire that is recovered in a project to abate a waste tire accumulation and contains, or is covered with, dirt, mud, sludge, or other natural substance in an amount estimated to be equal to or greater than 50% of the combined volume of the waste tire and contaminant. The determination that a waste tire is a contaminated waste tire shall be approved by the department.

(b) "Financial assurance" means a bond or other instrument that meets these requirements:

(1) complies with the requirements of K.S.A. 1996 Supp. 65-3407, subsection (h), and amendments;

(2) is approved by the department; and

(3) is issued for the purpose of paying all costs incurred by the state to process the permittee's waste tires or to dispose of the waste tires or processed waste tires if the permittee ceases business or fails to comply with this act.

(c) "Passenger tire equivalent" means 20 lbs. of tires or tire-derived products.

(d) "Retreader" means a person engaged in the business of recapping tire casings to produce recapped tires for sale to the public.

(e) "Rick" means to stack tires securely by overlapping so that the center of a tire is offset from the center of the tire below it.

(f) "Tire-derived products" means any usable materials produced from the processing of a waste tire.

(g) "Tire monofill" means a permitted solid waste landfill or landfill cell in which only processed waste tires are placed. (Authorized by K.S.A. 65-3424h; implementing K.S.A. 1996 Supp. 65-3424b; effective, T-28-4-27-92, April 27, 1992; effective June 8, 1992; amended Sept. 12, 1997.)

**28-29-28a. Establishing value of used tires.** (a) Used tires at a waste tire collection center shall be considered to have value if the owner of the used tires demonstrates to the department, through sales and inventory records, that the used tires are being sold at a rate equal to or greater than 75% of the daily used tire inventory per year.

(b) Each owner of used tires at a waste tire collection center shall choose one of the following methods to determine the daily used tire inventory.

(1) The owner of the used tires shall count the used tires on the day of inspection by the department and shall use that number as the daily used tire inventory for the purpose of establishing the value of the used tires.

(2) The owner of the used tires shall inventory all the used tires at the waste tire collection center at least once every month and shall use the average (mean) of these monthly inventories to calculate the daily used tire inventory for the purpose of establishing the value of the used tires. The owner of the used tires shall maintain a record of each monthly inventory for at least 12 months after the monthly inventory and shall provide the department with the monthly inventory records on request.

(c) Each owner of used tires at a waste tire collection center shall maintain used tire sales records for at least 12 months after the sale and shall provide the department with the sales records on request.

(d) Any owner of used tires at a waste tire collection center who has fewer than 12 months of sales records available may use the following equation to calculate the sales rate, in terms of percent of the daily used tire inventory sold per year, as described in subsection (a) of this regulation:

$$\left( \frac{(\text{number of used tires sold within } \times \text{ months}) \left( \frac{12}{\times} \right)}{\text{daily used tire inventory}} \right) 100 = \%.$$

" $\times$ " means the number of months for which sales records are available. (Authorized by K.S.A. 65-3424h; implementing K.S.A. 1996 Supp. 65-3424b; effective Sept. 12, 1997.)

**28-29-29. Waste tire processing and disposal standards.** (a) Any person may dispose of waste tires, if the waste tires meet any of the following conditions:

(1) are processed in accordance with the standards in subsection (b) of this regulation and are disposed of in a tire monofill;

(2) are processed in accordance with subsection (b), except paragraph (b)(6), and are deposited in a municipal landfill before July 1, 1999;

(3) are contaminated waste tires and are disposed of in a municipal landfill or tire monofill;

(continued)

(4) are used in their original state as part of a proven and approved leachate collection system in a landfill; or

(5) are cut into sufficiently small parts and used as alternate daily cover material for a landfill.

(b) Processing of waste tires for disposal as set forth in paragraphs (a)(1) and (a)(2) shall be accomplished by any of the following means:

(1) shredding;

(2) cutting in half circumferentially;

(3) cutting into at least four parts, with no part being greater than  $\frac{1}{3}$  of the original tire size;

(4) chipping;

(5) crumbing;

(6) baling in a manner that reduces the volume of the waste tires by at least 50%; or

(7) an equivalent volume reduction process that has received prior approval, in writing, from the department.

(c) Any person may process waste tires by burning, incineration, or other combustion process, including use as an alternative fuel, if the person meets these requirements:

(1) obtains a waste tire processor permit from the department;

(2) conducts the burning, incineration, or other combustion process in compliance with the Kansas air quality act, K.S.A. 1996 Supp. 65-3001, *et seq.* and its implementing regulations at K.A.R. 28-19-7 *et seq.* and amendments; and

(3) disposes of all residue from the burning, incineration, or other combustion process at a landfill permitted for disposal of the residue. (Authorized by K.S.A. 65-3424h; implementing K.S.A. 1996 Supp. 65-3424a; effective, T-28-4-27-92, April 27, 1992; effective June 8, 1992; amended Sept. 12, 1997.)

**28-29-29a. Beneficial use of waste tires.** (a) Waste tires shall be considered by the department to be of beneficial use if both of these conditions are met:

(1) The use of the waste tires will have no adverse environmental effects.

(2) The waste tires are used for any of the following purposes:

(A) bumpers for boat docks or boats;

(B) playground equipment;

(C) silo covers;

(D) traffic control;

(E) feed bunks;

(F) water tanks; or

(G) any other use approved in writing by the department.

(b) The owner of the waste tires shall manage the waste tires in a manner that meets these requirements:

(1) controls mosquitos and rodents; and

(2) minimizes the risk and impact of fire.

(c) all waste tires that have ceased to be of beneficial use shall be managed in accordance with the standards set forth in K.A.R. 28-29-31. (Authorized by K.S.A. 65-3424h; implementing K.S.A. 1996 Supp. 65-3424b; effective Sept. 12, 1997.)

**28-29-30. Waste tire processing facility, waste tire collection center, and mobile waste tire processor permit required.** (a) Each person required to obtain a waste

tire processing facility permit, a waste tire collection center permit, or a mobile waste tire processor permit, as set forth in K.S.A. 1996 Supp. 65-3424b, shall submit a permit application to the department. Each application shall be submitted on forms prepared by the department.

(b) Permit applications for waste tire processing facilities, waste tire collection centers, or mobile waste tire processors shall be submitted to the department no fewer than 90 days before operations begin.

(c) Each waste tire processing facility or collection center permit application shall include the following:

(1) proof of compliance with zoning requirements;

(2) a description of the land use within a one-half mile radius of the facility, identifying all buildings and surface waters;

(3) the following maps:

(A) a site location map showing section, township, range, and site boundaries;

(B) a site layout drawing, showing the size and location of all pertinent artificial and natural features of the site, including roads, fire lanes, ditches, berms, waste tire storage areas, structures, wetlands, floodways, and surface waters; and

(C) a topographic map using a scale of no less than one inch equals 2,000 feet, with five-foot contour intervals on 7.5 minute series showing site boundaries, if required by the department;

(4) an operations plan for the processing facility or collection center, which includes the following:

(A) the estimated maximum number of waste passenger tire equivalents to be stored at the site on any given day;

(B) the procedures that the facility proposes to use to meet the mosquito and rodent control requirements of K.A.R. 28-29-31, paragraphs (c)(9) through (11);

(C) for waste tire collection centers, the proposed methods and schedule for storage before transportation, recycling, end use, or disposal; and

(D) for waste tire processing facilities:

(i) proposed methods and schedule for processing or disposal of waste tires; and

(ii) the procedures that the facility proposes to use to meet the technical waste tire processing standards in K.A.R. 28-29-29, subsection (b), for waste tires currently stored on the site and waste tires to be accepted;

(5) A contingency plan to minimize damage from fire or other emergencies at the site, which shall include procedures to be followed by facility personnel and measures to be taken to minimize the occurrence or spread of fires;

(6) a financial assurance instrument issued in favor of the department, in an amount acceptable to the department in compliance with both of these requirements:

(A) The permittee shall base the amount of financial assurance on the estimated cost of removing and disposing of the maximum number of waste passenger tire equivalents and the maximum amount of tire-derived product allowed by the facility permit to be stored on any given day.

(B) Each permittee shall notify the department, in writing, of the proposed cancellation of each required financial assurance instrument 30 days before cancellation.

(7) proof that the applicant owns or has a long-term lease of the site;

(8) a closure plan that shall include the following information:

(A) when or under what circumstances the site will close;

(B) how all waste tires and tire-derived products will be removed from the site or otherwise properly disposed of upon closure;

(C) a schedule for the applicable closure procedures, including the time period for completing the closure procedures; and

(D) a plan for site rehabilitation, if required by the department;

(9) all other information required by the department; and

(10) the application fee or fees as listed below:

(A) \$250 for waste tire processing facilities; and

(B) \$100 for waste tire collection centers.

(d) Each application for a mobile waste tire processor permit shall include the following:

(1) a description of all equipment to be used in the mobile waste tire processing operation;

(2) all other information requested on the permit application form; and

(3) a financial assurance instrument issued in favor of the department in an amount of \$1,000.00. Each permittee shall notify the department, in writing, of the proposed cancellation of each required financial assurance instrument 30 days before cancellation; and

(4) an application fee of \$250.

(e) Each waste tire processing facility, collection center, and mobile waste tire processor permit shall be issued for a one-year period.

(f) Any waste tire processing facility, collection center, or mobile waste tire processor permittee may apply to the department for permit renewal.

(1) Each permit renewal application shall be submitted to the department at least 30 days before the permit expiration date.

(2) Each renewal application shall be submitted on forms provided by the department and shall include the following:

(A) all information required by the department; and

(B) a permit renewal fee as indicated below:

(i) \$100 for waste tire processing facilities;

(ii) \$50 for waste tire collection centers; or

(iii) \$100 for mobile waste tire processors.

(g) Any waste tire processing facility, collection center, or mobile waste tire processor permittee may request from the department a permit modification to modify the operations authorized in an unexpired permit. A permit modification request shall include all information required by the department. The procedure for modifying permits contained in K.A.R. 28-29-8 shall apply.

(h) Notice of plans to transfer ownership of any facility or business permitted under these regulations shall be reported to the department no fewer than 60 days before the transfer. Permits are issued only for the persons and premises or business named in the permit. Permits shall not be transferable or assignable. (Authorized by K.S.A. 65-3424h; implementing K.S.A. 1996 Supp. 65-3424b; ef-

fective, T-28-4-27-92, April 27, 1992; effective June 8, 1992; amended Sept. 12, 1997.)

**28-29-31. Standards for waste tire processing facilities, waste tire collection centers, and mobile waste tire processors.** (a) Outdoor accumulations of waste tires. Management standards for outdoor accumulations of waste tires shall not apply to waste tires stored in trailers or covered containers.

(b) Outdoor accumulations of more than 500 used tires, 500 waste tires, or 500 used and waste tires that have been or will be stored for 30 days or more. The owner of the tires shall meet the following requirements:

(1) locate the tire accumulation outside all wetlands and all 10-year floodplains;

(2) store the tires by one of these means:

(A) by ricking;

(B) on racks; or

(C) on tread;

(3) limit the size of the accumulation to less than the following dimensions:

(A) 50 feet in width;

(B) 5,000 square feet in area; and

(C) ten feet in height, unless the tires are stored in racks or on tread;

(4) operate and maintain the outdoor tire accumulation in a manner that controls mosquitoes and rodents;

(5) between March 1 and November 1 of each calendar year:

(A) drain the waste tires of water on the day of generation or receipt and keep them dry by any of these methods:

(i) covering the waste tires with material impermeable to water; or

(ii) draining or otherwise managing the waste tires in order to remove water within 24 hours after each precipitation event; or

(B) drain the waste tires of water on the day of generation or receipt and process the waste tires within 30 days; or

(C) drain the waste tires of water on the day of generation or receipt and treat the waste tires within 30 days, with a pesticide appropriate to prevent the development of mosquito larvae and pupae, and treat the waste tires again as often as necessary to prevent this development, taking into account the effective life of the pesticide utilized; or

(D) treat the waste tires on the day of generation or receipt with a pesticide appropriate to prevent the development of mosquito larvae and pupae and treat the waste tires again as often as necessary to prevent such development, taking into account the effective life of the pesticide utilized.

(6) apply pesticides in compliance with the Kansas pesticide act, K.S.A. 2-2438a et seq. If any restricted-use pesticide is specified as a part of a vector control program, the person applying the pesticide shall possess a commercial applicator's certificate as required by K.S.A. 2-2441a in the category of public health pest control in K.S.A. 2-2444a, paragraph (a)(7) and K.A.R. 4-13-11(g)(4).

(c) Outdoor accumulations of 1,500 or more used tires, waste tires, or used and waste tires. The owner of the tires shall meet these requirements:

(continued)

(1) locate each outdoor tire accumulation at least 60 feet from each building;

(2) provide access to the tire accumulation for fire-fighting equipment by either of the following means:

(A) developing a 50-foot wide fire lane around the perimeter of each outdoor tire accumulation. The owner of the tires shall maintain the fire lane and an approach and access road to the outdoor tire accumulation area which is passable for any fire-fighting vehicle at all times; or

(B) demonstrating to the department that there is adequate access to the tire accumulation for fire fighting equipment. This demonstration may consist of certification provided by the local fire department;

(3) prohibit all activities involving the use of open flames, smoking materials, or other ignition sources within 25 feet of each outdoor tire accumulation;

(4) maintain all vegetation within 100 feet of each outdoor tire accumulation in a manner that minimizes fire hazard.

(d) Permitted facilities. The owner of each permitted waste tire collection center and each permitted solid waste processing facility shall perform the following:

(1) control access to the site by use of fences, gates, or other method approved by the department;

(2) post a sign at the entrance of the tire accumulation site stating the following information:

- (A) permit number;
- (B) operating hours;
- (C) cost of disposal; and
- (D) site rules; and

(3) have an attendant present at all times when the waste tire processing facility or waste tire collection center is open for business.

(e) Indoor waste tire accumulations. Each owner of waste tires stored indoors shall store the waste tires in compliance with the "Standard for Storage of Rubber Tires," NFPA 231D, 1994 edition, published by the National fire protection association, Quincy, Massachusetts.

(f) Tire-derived products.

(1) The owner of an accumulation of tire-derived products, in an amount equal to or greater than the amount derived from 500 passenger tire equivalents, shall store the tire-derived products according to the standards in paragraphs (b)(1), (b)(3), and (b)(4).

(2) The owner of an accumulation of tire-derived products, in an amount equal to or greater than the amount derived from 1,500 passenger tire equivalents, shall store the tire-derived products according to the standards in subsection (c).

(3) Each owner of an accumulation of tire-derived products shall meet at least one of these requirements:

(A) demonstrate to the department that the tire-derived products have an economic value by using sales and inventory records to prove that the tire-derived product is being sold at a rate equal to or greater than 75% of the daily tire-derived product inventory per year;

(B) remove the products for further recycling, further processing, or disposal; or

(C) submit to department a financial assurance instrument, issued in favor of the department, in an amount acceptable to the department.

(i) The owner of the tire-derived products shall base the amount of financial assurance on the estimated cost of removing and disposing of all tire-derived products that have been stored for more than six months.

(ii) The owner of the tire-derived products shall notify the department, in writing, of the proposed cancellation of each required financial assurance instrument 30 days before cancellation.

(g) If pyrolytic oil from a tire fire is released into the environment, the owner of the tires or the tire-derived product shall remove the oil and contaminated soil in accordance with applicable rules of solid and hazardous waste governing the removal, transportation, and disposal of the material.

(h) Additional requirements. Additional requirements for any individual waste tire accumulation site or tire-derived product accumulation site that are reasonably necessary to protect the public health or the environment may be imposed by the department.

(i) Closure of waste tire processing facilities and waste tire collection centers.

(1) The owner or operator of a waste tire processing facility or waste tire collection center shall cease to accept waste tires and shall close the waste tire processing facility or waste tire collection center in compliance with these regulations and, if the site is permitted, with any special closure conditions established in the facility permit, if any of these conditions is met:

- (A) The owner or operator declares the site closed.
- (B) A department order to cease operations is issued.
- (C) A permitted site meets any of these conditions:

(i) A permit compliance schedule specifying closure is to begin.

(ii) The owner fails to renew the permit.

(iii) The permit is revoked.

(2) When a waste tire processing facility or waste tire collection center closes, the owner shall perform the following:

(A) remove all waste tires and tire-derived products to a waste tire collection center, waste tire processing facility, solid waste disposal site authorized to accept waste tires, or other facility approved by the department;

(B) remove all solid waste to a permitted solid waste disposal site; and

(C) for permitted waste tire processing facilities and permitted waste tire collection centers, meet these requirements:

(i) close public access to the waste tire site for tire storage;

(ii) post a notice at the site entrance indicating to the public that the site is closed and, if the site had accepted waste tires from the public, indicating the nearest site where waste tires can be lawfully deposited;

(iii) notify the department and local government having jurisdiction over the site of the closing of the permitted waste tire processing facility or waste tire collection center; and

(iv) submit notification to the department that the closure is complete.

(3) All financial assurance not needed for the closure or for other purposes under this subsection shall be released to the permittee by the department.

(j) Reporting requirements for permitted mobile waste tire processors. Not later than the 15th of each month, each permitted mobile waste tire processor shall submit to the department, in writing, a report covering the previous month. Each report shall be signed by the permittee and shall indicate the following information:

- (1) each location at which waste tires were processed;
- (2) the owner or owners of the waste tires that were processed;
- (3) the number of waste tires that were processed at each location;
- (4) the dates of arrival at and departure from each location; and
- (5) all problems of environmental concern that occurred in connection with the tire processing.

(k) Annual reports. Each waste tire processing facility or collection center permittee shall prepare and file an annual operations report with the department, on a form provided by the department, on or before September 1 of each year, and shall provide information on activities from July 1 of the preceding year to June 30 of the current year.

(1) The permittee shall maintain a copy of each report at the facility or business for a period of not less than three years after the report is submitted to the department.

(2) Each report for a waste tire processing facility or waste tire collection center shall meet these requirements:

(A) include the total quantity of waste tires and tire-derived product at the facility and the quantity added and removed since the previous report;

(B) identify each location to which waste tires and tire-derived product have been taken;

(C) identify the quantity of waste tires and tire-derived product transported;

(D) identify any environmental problems, fires, or significant changes or progress toward the ultimate disposal of or use of waste tires received or located at the facility; and

(E) identify all pesticides and quantities used during the reporting period.

(l) Departmental access to property and records. The owner or operator of each facility or business permitted under these regulations shall allow duly authorized representatives of the department access to both property and records pertaining to the facility or business in order to complete inspections in accordance with the procedures in K.A.R. 28-29-16 and to implement the provisions of these regulations. (Authorized by K.S.A. 65-3424h; implementing K.S.A. 1996 Supp. 65-3424b; effective, T-28-4-27-92, April 27, 1992; effective June 8, 1992; amended Sept. 12, 1997.)

**28-29-32. Waste tire transporter permit required.**

(a) Each person required to obtain a waste tire transporter permit, as set forth in K.S.A. 1996 Supp. 65-3424b, shall submit to the department an application for a waste tire transporter permit. Each application shall be submitted on forms prepared by the department.

(b) Each application shall include the following:

- (1) information on the locations where the waste tires will be transported for storage, processing, or disposal;
- (2) an estimate of the number of tires that will be transported each month;

- (3) all other information required by the department;
- (4) a \$100 nonrefundable application fee; and
- (5) a financial assurance instrument issued in favor of the department.

(A) The amount of financial assurance shall be based on the average number of passenger tire equivalents (PTEs) transported per month by the permittee, using the following table:

(PTEs) transported	Financial Assurance
0-1,000	\$1,000.00
1,001-10,000	\$5,000.00
more than 10,000	\$10,000.00

(B) Each permittee shall notify the department, in writing, of the proposed cancellation of each financial assurance instrument 30 days prior to cancellation.

(c) Each waste tire transporter permit shall be issued for a one-year period.

(d) Any permitted waste tire transporter may apply to the department for permit renewal.

(1) Each permit renewal application shall be submitted to the department no fewer than 30 days before the permit expiration date.

(2) Each permit renewal application shall be submitted on a form provided by the department and shall include the following:

(A) all information required by the department; and

(B) a permit renewal fee of \$50.

(e) Any corporation that has more than one separate business location may submit one waste tire transporter permit application that provides for services to all the locations.

(f) If a waste tire transporter permit is not renewed, or is revoked or suspended, the former permittee shall immediately remove all waste tire transporter permits from its vehicles. The former permittee shall surrender the permit and notify the department in writing, within 14 days of revocation, suspension, or the renewal date, that all department waste tire transporter permits have been removed from all vehicles. (Authorized by K.S.A. 65-3424h; implementing K.S.A. 1996 Supp. 65-3424b; effective, T-28-4-27-92, April 27, 1992; effective June 8, 1992; amended Sept. 12, 1997.)

**28-29-33. Waste tire transporter standards.** (a) Each person required to obtain a waste tire transporter permit shall perform the following:

(1) display a current waste tire transporter permit issued by the department in each vehicle that transports waste tires; and

(2) maintain financial assurance as described in K.A.R. 28-29-32, paragraph (b)(5).

(b) Each waste tire transporter permittee shall record and maintain for three years the following information regarding activities for each month of operation:

(1) the number of waste tires collected;

(2) the name and location from which the waste tires were collected; and

(3) the name and location at which the waste tires were deposited.

(c) Each waste tire transporter permittee shall submit to the department an annual report on a form provided

(continued)

by the department that summarizes the information collected under subsection (b). This report shall be submitted to the department on or before September 1 of each year and shall provide information on activities from July 1 of the preceding year to June 30 of the current year.

(d) Each waste tire transporter who engages in the transportation of waste tires in Kansas, from Kansas to other states or countries, or from other states or countries to Kansas, shall comply with all of the requirements for waste tire transporters contained in these regulations. (Authorized by K.S.A. 65-3424h; implementing K.S.A.

1996 Supp. 65-3424b; effective, T-28-4-27-92, April 27, 1992; effective June 8, 1992; amended Sept. 12, 1997.)

**28-29-34 to 28-29-36.** (Authorized by K.S.A. 1991 Supp. 65-3424h; implementing K.S.A. 1991 Supp. 65-3424f; effective, T-28-4-27-92, April 27, 1992; effective June 8, 1992; revoked Sept. 12, 1997.)

Gary R. Mitchell  
Secretary of Health  
and Environment

Doc. No. 019566

**INDEX TO ADMINISTRATIVE REGULATIONS**

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. This cumulative index supplements the index found in the 1996 Supplement to the *Kansas Administrative Regulations*.

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1-1-3	Revoked	V. 15, p. 704
1-1-4	Revoked	V. 15, p. 704
1-2-8	Amended	V. 16, p. 1178
1-2-14	Amended	V. 16, p. 1178
1-2-35	Amended	V. 16, p. 1178
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1-2-72	Amended	V. 15, p. 704
1-2-88	Amended	V. 15, p. 704
1-3-1	Revoked	V. 15, p. 704
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1-6-2	Amended	V. 16, p. 1178
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1-6-21	Amended	V. 16, p. 1179
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1-8-5	Amended	V. 15, p. 709
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1-16-18a	Amended	V. 15, p. 317
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4-16-1c	Amended	V. 16, p. 1356
4-17-1a	Amended	V. 16, p. 1357
4-17-1c	Amended	V. 16, p. 1357

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7-19-7	New	V. 16, p. 822
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**AGENCY 11: STATE CONSERVATION COMMISSION**

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17-11-14	Amended	V. 15, p. 1380
17-11-15 through 17-11-19	Amended	V. 15, p. 1131, 1132
17-11-20	Revoked	V. 15, p. 1132
17-11-21	Amended	V. 15, p. 1132
17-11-23	New	V. 15, p. 1132
17-12-1	Amended	V. 15, p. 1132
17-12-2	Amended	V. 15, p. 1132
17-16-1	Amended	V. 15, p. 1132
17-16-2	Amended	V. 15, p. 1132
17-16-3	Revoked	V. 15, p. 1133
17-16-4	Amended	V. 15, p. 1133
17-16-5 through 17-16-8	Revoked	V. 15, p. 1133
17-16-9	Amended	V. 15, p. 1133
17-17-1 through 17-17-10	Amended	V. 15, p. 1133, 1134
17-18-1 through 17-18-4	Revoked	V. 15, p. 1134

17-21-1		
through		
17-21-6	Amended	V. 15, p. 1134, 1135
17-21-7	Revoked	V. 15, p. 1135
17-21-8	Amended	V. 15, p. 1135

**AGENCY 24: KANSAS WHEAT COMMISSION**

Reg. No.	Action	Register
24-1-1	Amended	V. 15, p. 703

**AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT**

Reg. No.	Action	Register
25-1-1	Revoked	V. 15, p. 138
25-3-3	Amended	V. 15, p. 138
25-4-1	Revoked	V. 15, p. 1380
25-4-4	Amended	V. 15, p. 1538

**AGENCY 26: DEPARTMENT ON AGING**

Reg. No.	Action	Register
26-4a-1	New	V. 16, p. 1173
26-5-6	Amended	V. 15, p. 1625
26-5-9	New	V. 15, p. 1626
26-5-10	New	V. 15, p. 1626
26-6-1		
through		
26-6-8	Revoked	V. 15, p. 1626
26-10-1	New	V. 16, p. 1173

**AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT**

Reg. No.	Action	Register
28-1-6	Amended	V. 16, p. 1354
28-1-8	Revoked	V. 16, p. 1355
28-1-9	Revoked	V. 15, p. 550
28-1-10	Revoked	V. 15, p. 550
28-1-13	Amended	V. 15, p. 970
28-1-14	Amended	V. 15, p. 970
28-1-15	Amended	V. 15, p. 971
28-1-19	Revoked	V. 15, p. 550
28-1-21	Revoked	V. 15, p. 550
28-1-22	Revoked	V. 15, p. 550
28-3-5	Revoked	V. 15, p. 550
28-3-6	Revoked	V. 15, p. 550
28-4-72	Revoked	V. 15, p. 551
28-4-431	Revoked	V. 15, p. 551
28-4-506	Revoked	V. 15, p. 551
28-4-507	Revoked	V. 15, p. 551
28-4-508	Revoked	V. 15, p. 551
28-4-550	Amended	V. 16, p. 1247
28-4-551	Revoked	V. 16, p. 1248
28-4-552	Amended	V. 16, p. 1248
28-4-553	Revoked	V. 16, p. 1248
28-4-554	Revoked	V. 16, p. 1248
28-4-555	Revoked	V. 16, p. 1248
28-4-556	Amended	V. 16, p. 1248
28-4-557		
through		
28-4-563	Revoked	V. 16, p. 1249
28-4-565	Amended	V. 16, p. 1249
28-4-566	Revoked	V. 16, p. 1249
28-4-567	Revoked	V. 16, p. 1249
28-4-569	Amended	V. 16, p. 1249
28-4-570	Revoked	V. 16, p. 1250
28-4-571	Revoked	V. 16, p. 1250
28-4-572	Revoked	V. 16, p. 1250
28-5-2	Amended	V. 16, p. 1355
28-5-6	Amended	V. 16, p. 1355
28-5-7	Amended	V. 16, p. 1355
28-5-8	Revoked	V. 15, p. 551
28-5-9	Amended	V. 16, p. 1355
28-6-1	Revoked	V. 15, p. 551
28-6-2	Revoked	V. 15, p. 551
28-7-1		
through		
28-7-9	Revoked	V. 15, p. 551
28-8-1	Revoked	V. 15, p. 551
28-10-36	Revoked	V. 15, p. 551
28-10-40	Revoked	V. 15, p. 551
28-10-41	Revoked	V. 15, p. 551
28-11-1		
through		
28-11-6	Revoked	V. 15, p. 551
28-13-10	Revoked	V. 15, p. 551
28-13-11	Revoked	V. 15, p. 551

28-16-50		
through		
28-16-54	Revoked	V. 15, p. 551
28-16-56a	Revoked	V. 15, p. 1402
28-16-56b	Revoked	V. 15, p. 1402
28-16-56c	New	V. 15, p. 1402
28-16-56d	New	V. 15, p. 1403
28-16-59	Amended	V. 15, p. 1403
28-16-65	Revoked	V. 15, p. 551
28-16-67	Revoked	V. 15, p. 551
28-17-5	Revoked	V. 15, p. 551
28-17-8	Revoked	V. 15, p. 551
28-19-45	Revoked	V. 15, p. 183
28-19-46	Revoked	V. 15, p. 183
28-19-47	Revoked	V. 15, p. 183
28-19-79	New	V. 16, p. 584
28-19-83		
through		
28-19-96	Revoked	V. 15, p. 551
28-19-98	Revoked	V. 15, p. 551
28-19-98a	Revoked	V. 15, p. 551
28-19-99		
through		
28-19-108	Revoked	V. 15, p. 552
28-19-108a	Revoked	V. 15, p. 552
28-19-109	Revoked	V. 15, p. 552
28-19-119		
to		
28-19-121a	Revoked	V. 15, p. 552
28-19-123	Revoked	V. 15, p. 552
28-19-124	Revoked	V. 15, p. 552
28-19-125	Revoked	V. 15, p. 552
28-19-127		
through		
28-19-131	Revoked	V. 15, p. 552
28-19-133		
through		
28-19-141	Revoked	V. 15, p. 552
28-19-149		
through		
28-19-162	Revoked	V. 15, p. 552
28-19-202	Amended	V. 16, p. 176
28-19-645	New	V. 15, p. 183
28-19-646	New	V. 15, p. 183
28-19-647	New	V. 15, p. 183
28-19-648	New	V. 15, p. 184
28-19-720	Amended	V. 16, p. 823
28-19-735	Amended	V. 16, p. 823
28-19-750	Amended	V. 16, p. 823
28-19-800	New	V. 15, p. 257
28-19-801	New	V. 15, p. 258
28-21-3	Revoked	V. 15, p. 552
28-21-90a	Revoked	V. 15, p. 552
28-21-91a	Revoked	V. 15, p. 552
28-21-91b	Revoked	V. 15, p. 552
28-21-92a	Revoked	V. 15, p. 552
28-21-93a	Revoked	V. 15, p. 552
28-21-94a	Revoked	V. 15, p. 552
28-21-96a	Revoked	V. 15, p. 552
28-21-98a	Revoked	V. 15, p. 552
28-21-99a	Revoked	V. 15, p. 552
28-21-102		
through		
28-21-112	Revoked	V. 15, p. 552
28-23-5	Revoked	V. 15, p. 552
28-23-8	Revoked	V. 15, p. 552
28-23-14	Revoked	V. 15, p. 552
28-23-15	Revoked	V. 15, p. 552
28-23-25	Revoked	V. 15, p. 552
28-23-33	Revoked	V. 15, p. 552
28-23-60		
through		
28-23-66	Revoked	V. 15, p. 552
28-23-69	Revoked	V. 15, p. 552
28-23-72	Revoked	V. 15, p. 553
28-23-74	Revoked	V. 15, p. 553
28-23-76	Revoked	V. 15, p. 553
28-23-77	Revoked	V. 15, p. 553
28-26-80		
through		
28-26-87	Revoked	V. 15, p. 553
28-26-90a	Revoked	V. 15, p. 553
28-28-1	Revoked	V. 15, p. 553
28-28-2	Revoked	V. 15, p. 553
28-29-1	Revoked	V. 15, p. 553

28-29-83	Revoked	V. 15, p. 553
28-29-98	Amended	V. 15, p. 1804
28-29-100	Amended	V. 15, p. 1804
28-29-103	Amended	V. 15, p. 1804
28-31-4	Amended	V. 15, p. 297
28-31-10	Amended	V. 15, p. 301
28-31-10a	Amended	V. 16, p. 1048
28-33-1	Revoked	V. 15, p. 495
28-33-11	Revoked	V. 15, p. 495
28-33-12	Amended	V. 15, p. 495
28-34-11	Amended	V. 15, p. 497
28-35-178b	Amended	V. 15, p. 1592
28-35-180a	Amended	V. 15, p. 1593
28-35-184b	New	V. 15, p. 1596
28-35-193b	New	V. 15, p. 1596
28-35-201	New	V. 15, p. 1598
28-35-202	New	V. 15, p. 1599
28-35-290	New	V. 15, p. 1601
28-35-291	New	V. 15, p. 1601
28-35-362	Amended	V. 15, p. 1602
28-37-10		
through		
28-37-14	Revoked	V. 15, p. 553
28-39-144	Amended	V. 16, p. 177
28-39-145	Amended	V. 16, p. 179
28-39-146	Amended	V. 16, p. 181
28-39-147	Amended	V. 16, p. 181
28-39-148	Amended	V. 16, p. 182
28-39-149	Amended	V. 16, p. 183
28-39-150	Amended	V. 16, p. 184
28-39-151	Amended	V. 16, p. 184
28-39-152	Amended	V. 16, p. 185
28-39-153	Amended	V. 16, p. 187
28-39-154	Amended	V. 16, p. 187
28-39-155	Amended	V. 16, p. 188
28-39-156	Amended	V. 16, p. 188
28-39-157	Amended	V. 16, p. 189
28-39-158	Amended	V. 16, p. 190
28-39-159	Amended	V. 16, p. 192
28-39-160	Amended	V. 16, p. 192
28-39-161	Amended	V. 16, p. 192
28-39-162	Amended	V. 16, p. 193
28-39-162a	Amended	V. 16, p. 194
28-39-162b	Amended	V. 16, p. 199
28-39-162c	Amended	V. 16, p. 200
28-39-163	Amended	V. 16, p. 204
28-39-240		
through		
28-39-256	New	V. 16, p. 206-213
28-41-1		
through		
28-41-9	Revoked	V. 15, p. 553
28-42-1	Revoked	V. 15, p. 553
28-42-3		
through		
28-42-7	Revoked	V. 15, p. 553
28-42-9		
through		
28-42-16	Revoked	V. 15, p. 553
28-49-1		
through		
28-49-8	Revoked	V. 15, p. 553
28-68-1		
through		
28-68-9	New	V. 15, p. 1931-1934

**AGENCY 30: SOCIAL AND REHABILITATION SERVICES**

Reg. No.	Action	Register
30-2-17	New	V. 16, p. 1174
30-4-34	Amended	V. 16, p. 251
30-4-35	Amended	V. 16, p. 1001
30-4-35w	Revoked	V. 16, p. 251
30-4-40	Amended	V. 16, p. 251
30-4-41	Amended	V. 16, p. 251
30-4-41w	Revoked	V. 16, p. 252
30-4-50	Amended	V. 16, p. 252
30-4-50w	Revoked	V. 16, p. 252
30-4-52	Amended	V. 16, p. 252
30-4-52w	Revoked	V. 16, p. 252
30-4-53	Revoked	V. 16, p. 252
30-4-53w	Revoked	V. 16, p. 252
30-4-54	Amended	V. 16, p. 688

(continued)

30-4-54w Revoked V. 16, p. 252  
 30-4-55 Amended V. 16, p. 252  
 30-4-55w Revoked V. 16, p. 253  
 30-4-58 Revoked V. 16, p. 253  
 30-4-58w Revoked V. 16, p. 253  
 30-4-59 Amended V. 16, p. 253  
 30-4-59w Revoked V. 16, p. 253  
 30-4-60w Revoked V. 16, p. 253  
 30-4-61 Amended V. 16, p. 253  
 30-4-61w Revoked V. 16, p. 253  
 30-4-63 Revoked V. 16, p. 253  
 30-4-63w Revoked V. 16, p. 254  
 30-4-64 Amended V. 16, p. 254  
 30-4-64w Revoked V. 16, p. 255  
 30-4-65w Revoked V. 16, p. 255  
 30-4-70 Amended V. 16, p. 255  
 30-4-70w Revoked V. 16, p. 256  
 30-4-71 Revoked V. 16, p. 256  
 30-4-71w Revoked V. 16, p. 256  
 30-4-72 Revoked V. 16, p. 256  
 30-4-72w Revoked V. 16, p. 256  
 30-4-73 Revoked V. 16, p. 256  
 30-4-74 Revoked V. 16, p. 256  
 30-4-74w Revoked V. 16, p. 256  
 30-4-78 Revoked V. 16, p. 256  
 30-4-80 Amended V. 16, p. 256  
 30-4-85a Revoked V. 16, p. 256  
 30-4-90 Amended V. 16, p. 257  
 30-4-90w Revoked V. 16, p. 259  
 30-4-95 Amended V. 16, p. 259  
 30-4-96 Amended V. 16, p. 259  
 30-4-100 Amended V. 16, p. 260  
 30-4-100w Revoked V. 16, p. 260  
 30-4-101 Amended V. 16, p. 260  
 30-4-102 Amended V. 16, p. 261  
 30-4-105 Revoked V. 16, p. 261  
 30-4-105w Revoked V. 16, p. 261  
 30-4-106 Amended V. 16, p. 261  
 30-4-106w Revoked V. 16, p. 262  
 30-4-108 Amended V. 16, p. 262  
 30-4-109 Amended V. 16, p. 262  
 30-4-109w Revoked V. 16, p. 263  
 30-4-110 Amended V. 16, p. 1001  
 30-4-110w Revoked V. 16, p. 264  
 30-4-111 Amended V. 16, p. 1002  
 30-4-111w Revoked V. 16, p. 265  
 30-4-112w Revoked V. 16, p. 265  
 30-4-113 Amended V. 16, p. 1002  
 30-4-113w Revoked V. 16, p. 266  
 30-4-120 Amended V. 16, p. 266  
 30-4-120w Revoked V. 16, p. 266  
 30-4-121 Revoked V. 15, p. 915  
 30-4-122a Revoked V. 16, p. 266  
 30-4-130 Amended V. 16, p. 266  
 30-4-130w Revoked V. 16, p. 268  
 30-4-140 Amended V. 16, p. 268  
 30-4-140w Revoked V. 16, p. 268  
 30-5-58 Amended V. 16, p. 1003  
 30-5-64 Amended V. 16, p. 1008  
 30-5-70 Amended V. 15, p. 1017  
 30-5-80 Revoked V. 16, p. 1010  
 30-5-81 Amended V. 15, p. 925  
 30-5-88 Amended V. 15, p. 925  
 30-5-101 Amended V. 16, p. 1010  
 30-5-109 Amended V. 16, p. 1010  
 30-5-118a Amended V. 16, p. 1010  
 30-5-300 through New V. 15, p. 1877-1880  
 30-5-300 Amended V. 16, p. 1013  
 30-5-307 Amended V. 16, p. 1016  
 30-5-309 New V. 16, p. 1016  
 30-6-34 Amended V. 16, p. 268  
 30-6-35 Amended V. 16, p. 1017  
 30-6-35w Revoked V. 16, p. 268  
 30-6-41 Amended V. 16, p. 268  
 30-6-41w Revoked V. 16, p. 269  
 30-6-50w Revoked V. 16, p. 269  
 30-6-52 Amended V. 16, p. 269  
 30-6-52w Revoked V. 16, p. 269  
 30-6-53 Amended V. 15, p. 1880  
 30-6-53w Revoked V. 16, p. 269  
 30-6-54 Amended V. 16, p. 688  
 30-6-54w Revoked V. 16, p. 270  
 30-6-55 Amended V. 16, p. 270

30-6-55w Revoked V. 16, p. 270  
 30-6-56w Revoked V. 16, p. 270  
 30-5-59 Amended V. 16, p. 270  
 30-6-59w Revoked V. 16, p. 270  
 30-6-60w Revoked V. 16, p. 270  
 30-6-65 Amended V. 16, p. 270  
 30-6-65w Revoked V. 16, p. 271  
 30-6-70 Amended V. 16, p. 271  
 30-6-70w Revoked V. 16, p. 271  
 30-6-72 Revoked V. 16, p. 271  
 30-6-72w Revoked V. 16, p. 271  
 30-6-73 Revoked V. 16, p. 271  
 30-6-77w Revoked V. 16, p. 272  
 30-6-78w Revoked V. 16, p. 272  
 30-6-79 Revoked V. 16, p. 272  
 30-6-81w Revoked V. 16, p. 272  
 30-6-82w Revoked V. 16, p. 272  
 30-6-85w Revoked V. 16, p. 272  
 30-6-86w Revoked V. 16, p. 272  
 30-6-87w Revoked V. 16, p. 272  
 30-6-94w Revoked V. 16, p. 272  
 30-6-103 Amended V. 15, p. 1882  
 30-6-103w Revoked V. 16, p. 272  
 30-6-105 Revoked V. 16, p. 272  
 30-6-105w Revoked V. 16, p. 272  
 30-6-106 Amended V. 16, p. 272  
 30-6-106w Revoked V. 16, p. 274  
 30-6-107w Revoked V. 16, p. 274  
 30-6-108 Amended V. 16, p. 274  
 30-6-109 Amended V. 16, p. 275  
 30-6-109w Revoked V. 16, p. 276  
 30-6-110 Amended V. 16, p. 276  
 30-6-110w Revoked V. 16, p. 277  
 30-6-111 Amended V. 16, p. 277  
 30-6-111w Revoked V. 16, p. 278  
 30-6-112w Revoked V. 16, p. 278  
 30-6-113 Amended V. 16, p. 1017  
 30-6-113w Revoked V. 16, p. 279  
 30-6-140 Amended V. 16, p. 279  
 30-6-150w Revoked V. 16, p. 280  
 30-7-65 Amended V. 16, p. 280  
 30-7-100 Amended V. 16, p. 280  
 30-7-102 Amended V. 15, p. 927  
 30-7-103 Amended V. 15, p. 929  
 30-7-104 Amended V. 15, p. 929  
 30-10-1a Amended V. 15, p. 1887  
 30-10-2 Amended V. 15, p. 1890  
 30-10-7 Amended V. 15, p. 1890  
 30-10-15a Amended V. 15, p. 1891  
 30-10-17 Amended V. 15, p. 1892  
 30-10-19 Amended V. 15, p. 1894  
 30-10-21 Amended V. 15, p. 929  
 30-10-25 Amended V. 15, p. 1894  
 30-10-217 Amended V. 15, p. 930  
 30-10-218 Amended V. 15, p. 550  
 30-41-1 through Revoked V. 15, p. 930  
 30-41-5 Revoked V. 15, p. 930  
 30-41-6a Revoked V. 15, p. 1895  
 30-41-6b Revoked V. 15, p. 1895  
 30-41-6c through Revoked V. 15, p. 930, 931  
 30-41-6h Revoked V. 15, p. 931  
 30-41-7a through Revoked V. 15, p. 931  
 30-41-7i Revoked V. 15, p. 931  
 30-41-8 Revoked V. 15, p. 931  
 30-41-10 through Revoked V. 15, p. 931  
 30-41-20 Amended V. 15, p. 1895  
 30-46-10 Amended V. 15, p. 1896  
 30-46-13 Amended V. 15, p. 1896  
 30-46-16 Amended V. 15, p. 1896  
 30-46-17 Amended V. 15, p. 1896  
 30-63-1 New V. 15, p. 931  
 30-63-10 through New V. 15, p. 931-933  
 30-63-14 New V. 15, p. 933  
 30-63-20 New V. 15, p. 933  
 30-63-21 New V. 15, p. 934  
 30-63-22 New V. 15, p. 1215  
 30-63-23 New V. 15, p. 1215  
 30-63-24 through New V. 15, p. 934-937  
 30-63-31 New V. 15, p. 934-937

30-64-1 New V. 15, p. 937  
 30-64-10 through New V. 15, p. 937  
 30-64-13 through New V. 15, p. 938-942  
 30-64-34 New V. 15, p. 938-942

AGENCY 36: DEPARTMENT OF TRANSPORTATION

Reg. No.	Action	Register
36-1-1	Revoked	V. 16, p. 1250
36-1-1a	Revoked	V. 16, p. 1251
36-1-2	Revoked	V. 16, p. 1251
36-1-3	Revoked	V. 16, p. 1251
36-1-8	Revoked	V. 16, p. 1251
36-1-9	Revoked	V. 16, p. 1251
36-1-10	Revoked	V. 16, p. 1251
36-1-26	Revoked	V. 16, p. 1251
36-1-27	Revoked	V. 16, p. 1251
36-1-35 through		
36-1-38	New	V. 16, p. 1251-1255
36-35-1	Revoked	V. 16, p. 1256
36-39-1	Amended	V. 16, p. 1078
36-39-2	Amended	V. 16, p. 1078
36-39-3	Amended	V. 16, p. 1078
36-39-6	Amended	V. 16, p. 1080

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-19	Amended	V. 16, p. 685
40-1-42	New	V. 16, p. 41
40-1-43	New	V. 16, p. 41
40-1-44	New	V. 16, p. 41
40-2-21	Revoked	V. 16, p. 972
40-2-24	New	V. 16, p. 482
40-3-5	Amended	V. 16, p. 686
40-3-26	Amended	V. 16, p. 686
40-3-27	Amended	V. 16, p. 686
40-3-49	Amended	V. 16, p. 686
40-4-17	Amended	V. 15, p. 77
40-4-35	Amended	V. 15, p. 622
40-4-37	Amended	V. 15, p. 77
40-4-37d	Amended	V. 15, p. 78
40-4-41c	Amended	V. 16, p. 686
40-5-109	Amended	V. 15, p. 78
40-7-20a	Amended	V. 16, p. 483
40-7-21	Amended	V. 16, p. 484
40-8-7	Amended	V. 16, p. 687

AGENCY 47: DEPARTMENT OF HEALTH AND ENVIRONMENT (MINED-LAND CONSERVATION AND RECLAMATION)

Reg. No.	Action	Register
47-1-1	Revoked	V. 16, p. 585
47-1-3	Amended	V. 16, p. 585
47-1-4	Revoked	V. 16, p. 585
47-1-8	Amended	V. 16, p. 585
47-1-9	Amended	V. 16, p. 586
47-1-10	Revoked	V. 16, p. 586
47-1-11	Amended	V. 16, p. 586
47-2-14	Revoked	V. 16, p. 586
47-2-21	Amended	V. 16, p. 586
47-2-53	Amended	V. 16, p. 586
47-2-53a	Amended	V. 16, p. 586
47-2-58	Amended	V. 16, p. 586
47-2-64	Amended	V. 16, p. 586
47-2-67	Amended	V. 16, p. 587
47-2-74	Amended	V. 16, p. 587
47-2-75	Amended	V. 16, p. 587
47-3-1	Amended	V. 16, p. 587
47-3-2	Amended	V. 16, p. 588
47-3-3a	Amended	V. 16, p. 588
47-3-42	Amended	V. 16, p. 588
47-4-14a	Amended	V. 16, p. 590
47-4-15	Amended	V. 16, p. 595
47-4-16	Amended	V. 16, p. 598
47-4-17	Amended	V. 16, p. 598
47-5-5a	Amended	V. 16, p. 599
47-5-16	Amended	V. 16, p. 601
47-6-1	Amended	V. 16, p. 601
47-6-2	Amended	V. 16, p. 601
47-6-3	Amended	V. 16, p. 601

47-6-4	Amended	V. 16, p. 602
47-6-6	Amended	V. 16, p. 602
47-6-7	Amended	V. 16, p. 602
47-6-8	Amended	V. 16, p. 603
47-6-9	Amended	V. 16, p. 603
47-6-10	Amended	V. 16, p. 603
47-7-2	Amended	V. 16, p. 603
47-8-9	Amended	V. 16, p. 604
47-8-11	Amended	V. 16, p. 604
47-9-1	Amended	V. 16, p. 604
47-9-2	Amended	V. 16, p. 607
47-9-4	Amended	V. 16, p. 607
47-10-1	Amended	V. 16, p. 608
47-11-8	Amended	V. 16, p. 608
47-12-4	Amended	V. 16, p. 608
47-13-4	Amended	V. 16, p. 609
47-13-5	Amended	V. 16, p. 609
47-13-6	Amended	V. 16, p. 610
47-14-7	Amended	V. 16, p. 610
47-15-1a	Amended	V. 16, p. 610
47-15-3	Amended	V. 16, p. 611
47-15-4	Amended	V. 16, p. 611
47-15-7	Amended	V. 16, p. 611
47-15-8	Amended	V. 16, p. 611
47-15-15	Amended	V. 16, p. 612
47-15-17	Amended	V. 16, p. 612
47-16-1	through	
47-16-8	Amended	V. 16, p. 612-614
47-16-9	New	V. 16, p. 614
47-16-10	New	V. 16, p. 614
47-16-11	New	V. 16, p. 614

**AGENCY 49: DEPARTMENT OF HUMAN RESOURCES**

Reg. No.	Action	Register
49-45-10	through	
49-45-19	Revoked	V. 15, p. 1709
49-49-1	Amended	V. 16, p. 1120
49-53-1	Revoked	V. 15, p. 1709
49-53-2	Revoked	V. 15, p. 1709

**AGENCY 50: DEPARTMENT OF HUMAN RESOURCES—DIVISION OF EMPLOYMENT**

Reg. No.	Action	Register
50-2-21	Amended	V. 15, p. 1707
50-2-25a	through	
50-2-25e	New	V. 16, p. 1047

**AGENCY 51: DEPARTMENT OF HUMAN RESOURCES—DIVISION OF WORKERS COMPENSATION**

Reg. No.	Action	Register
51-9-7	Amended	V. 16, p. 1329

**AGENCY 60: BOARD OF NURSING**

Reg. No.	Action	Register
60-1-104	New	V. 16, p. 436
60-2-101	Amended	V. 16, p. 437
60-2-102	through	
60-2-108	New	V. 16, p. 437-440
60-3-106	Amended	V. 16, p. 440
60-9-109	Revoked	V. 15, p. 1807
60-11-103	Amended	V. 15, p. 1931
60-11-108	Amended	V. 15, p. 115
60-11-109	Revoked	V. 15, p. 115
60-11-112	Revoked	V. 15, p. 115
60-11-114	Revoked	V. 15, p. 115
60-11-117	Revoked	V. 15, p. 115
60-12-106	Amended	V. 15, p. 115
60-12-109	Revoked	V. 15, p. 116
60-13-112	Amended	V. 15, p. 116
60-13-115	Revoked	V. 15, p. 116
60-16-102	Amended	V. 15, p. 1807
60-16-104	Amended	V. 15, p. 1807

**AGENCY 63: BOARD OF MORTUARY ARTS**

Reg. No.	Action	Register
63-3-10	Amended	V. 16, p. 1250

**AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY**

Reg. No.	Action	Register
65-5-6	Amended	V. 16, p. 300
65-5-9	New	V. 16, p. 249
65-5-10	New	V. 16, p. 250
65-10-1	Amended	V. 16, p. 1176

**AGENCY 66: BOARD OF TECHNICAL PROFESSIONS**

Reg. No.	Action	Register
66-6-1	Amended	V. 15, p. 184
66-6-6	Amended	V. 15, p. 185
66-7-3	Amended	V. 15, p. 185
66-8-1	Amended	V. 15, p. 185
66-10-1	Amended	V. 15, p. 185
66-12-1	Amended	V. 15, p. 185
66-14-1	through	
66-14-12	New	V. 15, p. 186, 187

**AGENCY 68: BOARD OF PHARMACY**

Reg. No.	Action	Register
68-1-1f	Amended	V. 16, p. 1176
68-1-2a	New	V. 16, p. 1176
68-2-5	Amended	V. 16, p. 1177
68-2-9	Amended	V. 16, p. 1177
68-20-15a	Amended	V. 16, p. 1177

**AGENCY 69: BOARD OF COSMETOLOGY**

Reg. No.	Action	Register
69-1-1	Amended	V. 15, p. 292
69-1-2	Amended	V. 15, p. 292
69-1-3	Revoked	V. 15, p. 292
69-1-4	Amended	V. 15, p. 292
69-1-7	Revoked	V. 15, p. 293
69-1-8	Amended	V. 15, p. 293
69-2-1	Revoked	V. 15, p. 293
69-3-1	Amended	V. 15, p. 293
69-3-2	Revoked	V. 15, p. 293
69-3-3	Amended	V. 15, p. 293
69-3-4	Amended	V. 15, p. 294
69-3-5	Revoked	V. 15, p. 294
69-3-6	Amended	V. 15, p. 294
69-3-7	Amended	V. 15, p. 294
69-3-8	Amended	V. 15, p. 742
69-3-9	Amended	V. 15, p. 294
69-3-10	Revoked	V. 15, p. 294
69-3-11	Revoked	V. 15, p. 294
69-3-17	Revoked	V. 15, p. 294
69-3-19	Revoked	V. 15, p. 294
69-3-22	through	
69-3-25	Revoked	V. 15, p. 294
69-3-26	New	V. 15, p. 294
69-3-27	New	V. 15, p. 294
69-3-28	New	V. 15, p. 294
69-4-2	Amended	V. 15, p. 294
69-4-6	Revoked	V. 15, p. 295
69-4-9	Amended	V. 15, p. 295
69-4-11	Revoked	V. 15, p. 295
69-4-12	Amended	V. 15, p. 295
69-5-2	Revoked	V. 15, p. 295
69-5-6	Amended	V. 15, p. 295
69-5-10	Revoked	V. 15, p. 295
69-5-13	Revoked	V. 15, p. 295
69-5-14	New	V. 15, p. 295
69-5-15	New	V. 15, p. 295
69-5-16	New	V. 15, p. 295
69-6-1	Revoked	V. 15, p. 295
69-6-2	Amended	V. 15, p. 295
69-6-5	Amended	V. 15, p. 295
69-6-6	Revoked	V. 15, p. 296
69-6-7	Amended	V. 15, p. 296
69-8-2	Revoked	V. 15, p. 296
69-8-3	Revoked	V. 15, p. 296
69-8-4	Revoked	V. 15, p. 296
69-8-6	Revoked	V. 15, p. 296
69-11-1	Amended	V. 15, p. 296
69-11-2	Amended	V. 15, p. 296
69-13-1	Amended	V. 15, p. 296
69-13-2	Amended	V. 15, p. 296

69-14-1	through	
69-14-5	New	V. 15, p. 971, 972
69-15-1	through	
69-15-30	New	V. 16, p. 1281-1288

**AGENCY 70: BOARD OF VETERINARY MEDICAL EXAMINERS**

Reg. No.	Action	Register
70-1-1	Amended	V. 16, p. 173
70-1-6	New	V. 16, p. 441
70-2-1	Revoked	V. 16, p. 173
70-2-2	Revoked	V. 16, p. 173
70-2-3	Revoked	V. 16, p. 173
70-4-1	through	
70-4-7	Revoked	V. 16, p. 173
70-4-8	New	V. 16, p. 441
70-4-9	New	V. 16, p. 443
70-4-10	New	V. 16, p. 443
70-5-1	Amended	V. 16, p. 173
70-7-1	New	V. 16, p. 173
70-8-1	New	V. 16, p. 174
70-9-1	New	V. 16, p. 1289
70-10-1	New	V. 16, p. 175

**AGENCY 71: KANSAS DENTAL BOARD**

Reg. No.	Action	Register
71-4-1	Amended	V. 15, p. 1860
71-4-3	Amended	V. 15, p. 1860

**AGENCY 74: BOARD OF ACCOUNTANCY**

Reg. No.	Action	Register
74-1-5	Revoked	V. 16, p. 1119
74-1-6	New	V. 16, p. 1119
74-2-1	Amended	V. 16, p. 1119
74-12-1	Amended	V. 16, p. 1120

**AGENCY 75: CONSUMER CREDIT COMMISSIONER**

Reg. No.	Action	Register
75-6-3	Revoked	V. 15, p. 1129
75-6-4	Revoked	V. 15, p. 1129
75-6-7	Revoked	V. 15, p. 1129
75-6-8	Revoked	V. 15, p. 1129
75-6-9	Amended	V. 15, p. 1379
75-6-10	Revoked	V. 15, p. 1129
75-6-11	Revoked	V. 15, p. 1129
75-6-16	Revoked	V. 15, p. 1129
75-6-17	Revoked	V. 15, p. 1129
75-6-18	Revoked	V. 15, p. 1129
75-6-25	Revoked	V. 15, p. 1129
75-6-26	Amended	V. 16, p. 301
75-6-29	Revoked	V. 15, p. 1129
75-8-1	through	
75-8-11	Revoked	V. 15, p. 1129

**AGENCY 80: KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM**

Reg. No.	Action	Register
80-8-2	Amended	V. 15, p. 1832
80-8-3	Amended	V. 15, p. 1832
80-8-4	Amended	V. 15, p. 1833
80-8-7	Amended	V. 15, p. 1833

**AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER**

Reg. No.	Action	Register
81-1-1	Amended	V. 15, p. 697
81-2-1	Amended	V. 15, p. 698
81-3-1	Amended	V. 15, p. 698
81-3-4	Revoked	V. 15, p. 700
81-4-1	Amended	V. 15, p. 700
81-5-1	Revoked	V. 15, p. 701
81-5-2	Revoked	V. 15, p. 701
81-5-3	Amended	V. 15, p. 701
81-5-4	Amended	V. 15, p. 701
81-5-7	Amended	V. 15, p. 701
81-5-9	Amended	V. 15, p. 702
81-6-1	Amended	V. 15, p. 702
81-7-2	Amended	V. 15, p. 703

(continued)

81-8-1	Revoked	V. 15, p. 703
81-9-1	Revoked	V. 15, p. 703
81-13-1	Revoked	V. 15, p. 703

**AGENCY 82: STATE CORPORATION COMMISSION**

Reg. No.	Action	Register
82-3-101	Amended	V. 15, p. 1538
82-3-103	Amended	V. 15, p. 1541
82-3-103a	Amended	V. 16, p. 1332
82-3-120	Amended	V. 16, p. 1332
82-3-120a	New	V. 16, p. 1332
82-3-123	Amended	V. 16, p. 1333
82-3-129	Revoked	V. 16, p. 1333
82-3-130	Amended	V. 16, p. 1333
82-3-136	Amended	V. 16, p. 1333
82-3-141	Revoked	V. 16, p. 1333
82-3-206	Amended	V. 15, p. 1670
82-3-304	Amended	V. 16, p. 1333
82-3-307	Amended	V. 15, p. 1670
82-3-308	Revoked	V. 16, p. 1334
82-3-309	Revoked	V. 16, p. 1334
82-3-312	Amended	V. 16, p. 1334
82-3-313	Revoked	V. 16, p. 1334
82-3-500		
through		
82-3-504	Revoked	V. 16, p. 1334
82-3-700		
through		
82-3-704	New	V. 15, p. 1542-1544

**AGENCY 86: REAL ESTATE COMMISSION**

Reg. No.	Action	Register
86-1-5	Amended	V. 15, p. 598
86-1-11	Amended	V. 15, p. 1831
86-3-25	Amended	V. 15, p. 1331

**AGENCY 91: DEPARTMENT OF EDUCATION**

Reg. No.	Action	Register
91-1-68c	Amended	V. 15, p. 1863
91-5-3	Amended	V. 15, p. 1864
91-10-2	Amended	V. 16, p. 409
91-12-22	Amended	V. 15, p. 226
91-12-61	Amended	V. 15, p. 230
91-31-1	Revoked	V. 15, p. 1864
91-31-2	Revoked	V. 15, p. 1864
91-31-3	Revoked	V. 15, p. 1864
91-31-4	Revoked	V. 15, p. 1864
91-31-4a	Revoked	V. 15, p. 1864
91-31-5	Revoked	V. 15, p. 1864
91-31-6	Revoked	V. 15, p. 1864
91-31-7	Revoked	V. 15, p. 1864
91-31-8	Revoked	V. 15, p. 1864
91-31-9	Revoked	V. 15, p. 1864
91-31-10	Revoked	V. 15, p. 1865
91-31-12a		
through		
91-31-12h	Revoked	V. 15, p. 1865
91-31-13	Revoked	V. 15, p. 1865
91-31-14	Revoked	V. 15, p. 1865
91-31-14a	Revoked	V. 15, p. 1865
91-31-14b	Revoked	V. 15, p. 1865
91-31-14c	Revoked	V. 15, p. 1865
91-31-15	Revoked	V. 15, p. 1865
91-31-16		
through		
91-31-30	New	V. 15, p. 1865-1869
91-33-1		
through		
91-33-8	Revoked	V. 15, p. 1869
91-34-1		
through		
91-34-5	Revoked	V. 15, p. 1870
91-34-7		
through		
91-34-14	Revoked	V. 15, p. 1870

**AGENCY 94: BOARD OF TAX APPEALS**

Reg. No.	Action	Register
94-2-1		
through		
94-2-12	Amended	V. 16, p. 1242-1245
94-2-13		
through		
94-2-18	New	V. 16, p. 1245, 1246

94-3-1	Amended	V. 16, p. 1246
94-3-2	Amended	V. 16, p. 1246

**AGENCY 98: KANSAS WATER OFFICE**

Reg. No.	Action	Register
98-5-1	Amended	V. 15, p. 1708
98-5-8	New	V. 15, p. 1709

**AGENCY 100: BOARD OF HEALING ARTS**

Reg. No.	Action	Register
100-6-2	Amended	V. 16, p. 737
100-15-1	Amended	V. 16, p. 1176
100-23-1	Amended	V. 16, p. 1174
100-29-1		
through		
100-29-14	New	V. 16, p. 380-384
100-34-3	Revoked	V. 16, p. 384
100-34-4	Revoked	V. 16, p. 384
100-35-1	Revoked	V. 16, p. 384
100-35-3	Revoked	V. 16, p. 384
100-35-6	Revoked	V. 16, p. 384
100-35-7	Revoked	V. 16, p. 384
100-36-1	Revoked	V. 16, p. 384
100-37-1	Revoked	V. 16, p. 384
100-37-2	Revoked	V. 16, p. 384
100-38-1	Revoked	V. 16, p. 385
100-39-1	Revoked	V. 16, p. 385
100-40-2	Revoked	V. 16, p. 385
100-42-2	Revoked	V. 16, p. 385
100-46-1	Revoked	V. 16, p. 385
100-46-2	Revoked	V. 16, p. 385
100-46-3	Revoked	V. 16, p. 385
100-46-5	Revoked	V. 16, p. 385
100-46-6	Revoked	V. 16, p. 385
100-47-1	Revoked	V. 16, p. 385
100-49-5	Amended	V. 16, p. 1176
100-54-7	Amended	V. 16, p. 142
100-55-1		
through		
100-55-8	Amended	V. 15, p. 1928-1930
100-55-9	New	V. 15, p. 1930
100-55-10	New	V. 15, p. 1930
100-67-1	New	V. 16, p. 1174
100-69-1		
through		
100-69-9	New	V. 15, p. 1021, 1022

**AGENCY 104: STATE BANKING DEPARTMENT, CONSUMER CREDIT COMMISSION AND DEPARTMENT OF CREDIT UNIONS**

Reg. No.	Action	Register
104-1-2	Amended	V. 15, p. 1129

**AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES**

Reg. No.	Action	Register
105-3-2	Amended	V. 15, p. 1583
105-3-12	New	V. 15, p. 1584
105-4-2	Amended	V. 15, p. 1584
105-5-4	Amended	V. 15, p. 1584

**AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION**

Reg. No.	Action	Register
108-1-1	Amended	V. 16, p. 651

**AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES**

Reg. No.	Action	Register
109-1-1	Amended	V. 16, p. 77
109-1-2	New	V. 16, p. 79
109-2-1	Amended	V. 16, p. 79
109-2-2	Amended	V. 16, p. 79
109-2-3	Revoked	V. 16, p. 79
109-2-4		
through		
109-2-9	Amended	V. 16, p. 79-84
109-2-11	Amended	V. 16, p. 85
109-2-12	Amended	V. 16, p. 86
109-2-13	New	V. 16, p. 87
109-2-14	New	V. 16, p. 89
109-3-1	Amended	V. 16, p. 89
109-4-1	Revoked	V. 16, p. 89
109-4-2	Revoked	V. 16, p. 89

109-4-3	Revoked	V. 16, p. 89
109-5-1	Amended	V. 15, p. 1585
109-6-1	Amended	V. 15, p. 1586
109-6-2	New	V. 15, p. 1586
109-7-1	Amended	V. 15, p. 1586
109-8-1	Amended	V. 16, p. 685
109-10-1	Amended	V. 15, p. 1587
109-14-1	New	V. 16, p. 89

**AGENCY 110: DEPARTMENT OF COMMERCE AND HOUSING**

Reg. No.	Action	Register
110-4-1		
through		
110-4-4	Amended	V. 16, p. 1329-1331
110-4-5	New	V. 16, p. 1331

**AGENCY 111: KANSAS LOTTERY**

Reg. No.	Action	Register
111-1-2	Amended	V. 7, p. 1190
111-1-5	Amended	V. 15, p. 1304
111-2-1	Amended	V. 16, p. 1043
111-2-2	Amended	V. 12, p. 1261
111-2-2a		
through		
111-2-2e	New	V. 14, p. 1633, 1634
111-2-4	Amended	V. 15, p. 1953
111-2-6	Revoked	V. 13, p. 149
111-2-7	Revoked	V. 10, p. 1210
111-2-13	Revoked	V. 10, p. 881
111-2-14	Amended	V. 14, p. 1634
111-2-15	Revoked	V. 10, p. 881
111-2-16	Revoked	V. 10, p. 1210
111-2-17	Revoked	V. 10, p. 1210
111-2-18	Revoked	V. 11, p. 413
111-2-19	Revoked	V. 11, p. 413
111-2-20		
through		
111-2-26	Revoked	V. 13, p. 1401
111-2-27	Revoked	V. 14, p. 972
111-2-28	New	V. 12, p. 1844
111-2-29	Revoked	V. 14, p. 972
111-2-30	Amended	V. 15, p. 1180
111-2-31	New	V. 14, p. 170
111-2-32		
through		
111-2-42	Revoked	V. 16, p. 448, 449
111-2-43	New	V. 15, p. 287
111-2-44	New	V. 15, p. 288
111-2-45	New	V. 15, p. 288
111-2-46	New	V. 15, p. 624
111-2-47	Amended	V. 16, p. 449
111-2-48	New	V. 15, p. 1055
111-2-49	New	V. 15, p. 1855
111-2-50	New	V. 15, p. 1056
111-2-51	New	V. 15, p. 1440
111-2-52	New	V. 15, p. 1441
111-2-53	New	V. 15, p. 1710
111-2-54	New	V. 15, p. 1920
111-2-55	New	V. 15, p. 1953
111-2-56	New	V. 16, p. 449
111-2-57	New	V. 16, p. 449
111-2-58	New	V. 16, p. 689
111-2-59	New	V. 16, p. 1043
111-2-60	New	V. 16, p. 1209
111-2-62	New	V. 16, p. 1209
111-3-1	Amended	V. 14, p. 908
111-3-6	Amended	V. 12, p. 677
111-3-9	Revoked	V. 11, p. 1793
111-3-10		
through		
111-3-31	New	V. 7, p. 201-206
111-3-11	Amended	V. 13, p. 35
111-3-12	Amended	V. 13, p. 1826
111-3-13	Amended	V. 11, p. 1148
111-3-14	Amended	V. 13, p. 1826
111-3-16	Amended	V. 9, p. 1566
111-3-19		
through		
111-3-22	Amended	V. 9, p. 30
111-3-19	Revoked	V. 13, p. 1827
111-3-20	Amended	V. 11, p. 1148
111-3-21	Amended	V. 11, p. 1148
111-3-22	Amended	V. 11, p. 1148
111-3-23	Revoked	V. 10, p. 883

111-3-25	Amended	V. 13, p. 1827	111-4-328			111-4-497		
111-3-26	Amended	V. 11, p. 1149	through			through		
111-3-27	Amended	V. 11, p. 1149	111-4-335	Revoked	V. 12, p. 114	111-4-512	Revoked	V. 14, p. 975
111-3-29	Revoked	V. 11, p. 1149	111-4-336			111-4-513		
111-3-31	Amended	V. 8, p. 209	through			through		
111-3-32	Amended	V. 10, p. 883	111-4-340	Revoked	V. 16, p. 451	111-4-521	Revoked	V. 16, p. 453
111-3-33	New	V. 7, p. 1434	111-4-341	Revoked	V. 11, p. 1473	111-4-522		
111-3-34	New	V. 13, p. 149	111-4-341a	Revoked	V. 12, p. 1372	through		
111-3-35	Amended	V. 14, p. 909	111-4-341b	Revoked	V. 16, p. 451	111-4-571	Revoked	V. 14, p. 975-977
111-3-36	New	V. 13, p. 877	111-4-341c	Revoked	V. 16, p. 451	111-4-572		
111-3-37	New	V. 13, p. 877	111-4-342			through		
111-4-1			through			111-4-585	New	V. 13, p. 878-880
through			111-4-345	Revoked	V. 16, p. 451	111-4-572	Amended	V. 16, p. 1044
111-4-5	Revoked	V. 12, p. 113	111-4-346			111-4-574	Amended	V. 16, p. 1044
111-4-5a	Revoked	V. 12, p. 113	through			111-4-575	Amended	V. 16, p. 1044
111-4-6			111-4-349	Revoked	V. 12, p. 114	111-4-576	Amended	V. 16, p. 1044
through			111-4-350			111-4-577	Amended	V. 16, p. 1044
111-4-15	Revoked	V. 12, p. 113	through			111-4-579	Amended	V. 16, p. 1045
111-4-66			111-4-355	Revoked	V. 16, p. 452	111-4-581	Amended	V. 16, p. 1045
through			111-4-356			111-4-582	Amended	V. 16, p. 1045
111-4-77	New	V. 7, p. 207-209	through			111-4-583	Amended	V. 15, p. 883
111-4-96			111-4-361	Revoked	V. 14, p. 7	111-4-584	Amended	V. 16, p. 1045
through			111-4-362			111-4-586		
111-4-114	New	V. 7, p. 1606-1610	through			through		
111-4-100	Amended	V. 14, p. 972	111-4-365	Revoked	V. 12, p. 114, 115	111-4-606	Revoked	V. 14, p. 977, 978
111-4-101			111-4-366			111-4-607		
through			through			through		
111-4-106	Revoked	V. 16, p. 450	111-4-369	Revoked	V. 12, p. 1373	111-4-619	New	V. 13, p. 1436-1438
111-4-106a	Revoked	V. 16, p. 450	111-4-370			111-4-607	Amended	V. 14, p. 1407
111-4-107			through			111-4-609	Amended	V. 14, p. 1407
through			111-4-379	Revoked	V. 14, p. 7, 8	111-4-610	Amended	V. 14, p. 1407
111-4-114	Revoked	V. 16, p. 450, 451	111-4-380			111-4-611	Amended	V. 14, p. 1407
111-4-153			through			111-4-613	Amended	V. 14, p. 1408
through			111-4-383	Revoked	V. 12, p. 1664	111-4-616		
111-4-160	Revoked	V. 9, p. 1676, 1677	111-4-384			through		
through			through			111-4-623	Revoked	V. 14, p. 978
111-4-177			111-4-387	Revoked	V. 12, p. 1373	111-4-624		
through			111-4-388			through		
111-4-212	Revoked	V. 9, p. 1677, 1678	through			111-4-702	Revoked	V. 16, p. 453-455
111-4-213			111-4-391	Revoked	V. 12, p. 1373	111-4-703		
through			111-4-392			through		
111-4-220	Revoked	V. 10, p. 1213	through			111-4-723	New	V. 14, p. 909-914
111-4-221			111-4-400	Revoked	V. 16, p. 252	111-4-724		
through			111-4-401			through		
111-4-224	Revoked	V. 10, p. 1585	through			111-4-736	New	V. 14, p. 978-981
111-4-225			111-4-404	Revoked	V. 12, p. 1373	111-4-737		
through			111-4-405			through		
111-4-228	Revoked	V. 10, p. 1585	through			111-4-749	New	V. 14, p. 1095-1098
111-4-229			111-4-413	Revoked	V. 16, p. 452	111-4-750		
through			111-4-414			through		
111-4-236	Revoked	V. 10, p. 1585, 1586	through			111-4-757	New	V. 14, p. 1408, 1409
111-4-237			111-4-428	Revoked	V. 14, p. 8	111-4-758		
through			111-4-429			through		
111-4-240	Revoked	V. 11, p. 413	through			111-4-761	New	V. 14, p. 1502, 1503
111-4-241			111-4-432	Revoked	V. 12, p. 1373	111-4-762		
through			111-4-433			through		
111-4-244	Revoked	V. 12, p. 1371	through			111-4-778	New	V. 14, p. 1410-1414
111-4-245			111-4-436	Revoked	V. 12, p. 1374	111-4-769	Amended	V. 14, p. 1503
through			111-4-437			111-4-779		
111-4-248	Revoked	V. 12, p. 1371	through			through		
111-4-249			111-4-440	Revoked	V. 12, p. 1374	111-4-791	New	V. 14, p. 1504-1507
through			111-4-441			111-4-792		
111-4-256	Revoked	V. 12, p. 113, 114	through			through		
111-4-257			111-4-444	Revoked	V. 14, p. 8	111-4-803	New	V. 14, p. 1635-1638
through			111-4-445			through		
111-4-286	Revoked	V. 11, p. 413, 414	through			111-4-804		
111-4-287			111-4-448	Revoked	V. 12, p. 1374	through		
through			111-4-449			111-4-816	New	V. 15, p. 116-119
111-4-290	Revoked	V. 12, p. 1371	through			111-4-817		
111-4-291			111-4-453	Revoked	V. 14, p. 8	through		
through			111-4-454			111-4-824	New	V. 15, p. 289, 290
111-4-300	Revoked	V. 12, p. 114	through			111-4-825		
111-4-301			111-4-465	Revoked	V. 12, p. 1664, 1665	through		
through			111-4-466			111-4-838	New	V. 15, p. 449-452
111-4-307	Revoked	V. 13, p. 1402	through			111-4-839		
111-4-308			111-4-469	Revoked	V. 12, p. 1665	through		
through			111-4-470			111-4-854	New	V. 15, p. 624-627
111-4-317	Revoked	V. 16, p. 451	through			111-4-855		
111-4-318			111-4-477	Revoked	V. 16, p. 452, 453	through		
through			111-4-478			111-4-859	New	V. 15, p. 884, 885
111-4-321	Revoked	V. 12, p. 114	through			111-4-855	Amended	V. 15, p. 1181
111-4-322			111-4-492	Revoked	V. 14, p. 974, 975	111-4-860		
through			through			through		
111-4-327	Revoked	V. 12, p. 1371	111-4-496	Revoked	V. 16, p. 453	111-4-872	New	V. 15, p. 1056-1059 (continued)

111-4-871	Amended	V. 15, p. 1181	111-6-5	Amended	V. 15, p. 1187	111-8-15	New	V. 13, p. 881
111-4-873			111-6-6	Amended	V. 11, p. 1973	111-9-1		
through			111-6-7	Amended	V. 11, p. 1477	through		
111-4-892	New	V. 15, p. 1181-1186	111-6-7a	Amended	V. 15, p. 1188	111-9-12	New	V. 7, p. 1714-1716
111-4-893			111-6-8	Revoked	V. 12, p. 1263	111-9-1		
through			111-6-9	Revoked	V. 14, p. 313	through		
111-4-910	New	V. 15, p. 1441-1445	111-6-11	Revoked	V. 12, p. 1376	111-9-6	Revoked	V. 9, p. 1680
111-4-911			111-6-12	Amended	V. 8, p. 212	111-9-13		
through			111-6-13	Amended	V. 8, p. 299	through		
111-4-918	New	V. 15, p. 1475, 1476	111-6-15	Amended	V. 12, p. 677	111-9-18	Revoked	V. 9, p. 1680
111-4-915	Amended	V. 15, p. 1954	111-6-17	Revoked	V. 10, p. 1475	111-9-25		
111-4-918	Amended	V. 15, p. 1954	111-6-18	New	V. 13, p. 150	through		
111-4-919			111-6-19	New	V. 13, p. 340	111-9-30	New	V. 9, p. 699, 700
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111-4-941	New	V. 15, p. 1710-1716	111-6-21	New	V. 13, p. 881	through		
111-4-942			111-6-22	New	V. 13, p. 881	111-9-36	New	V. 10, p. 262
through			111-6-23	New	V. 13, p. 881	111-9-37		
111-4-965	New	V. 15, p. 1921-1926	111-7-1			through		
111-4-946	Amended	V. 15, p. 1954	through			111-9-48	New	V. 10, p. 1439, 1440
111-4-962	Amended	V. 16, p. 341	111-7-10	New	V. 7, p. 1192, 1193	111-9-49		
111-4-963	Amended	V. 16, p. 341	111-7-1	Amended	V. 8, p. 212	through		
111-4-966			111-7-3	Amended	V. 11, p. 1796	111-9-54	New	V. 12, p. 318, 319
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111-4-970	New	V. 15, p. 1954, 1955	111-7-4	Amended	V. 9, p. 1367	through		
111-4-971			111-7-5	Amended	V. 9, p. 986	111-9-60	New	V. 12, p. 1263, 1264
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111-4-982	New	V. 16, p. 341-344	111-7-9	Amended	V. 12, p. 1263	through		
111-4-983			111-7-11	Amended	V. 15, p. 1188	111-9-78	New	V. 16, p. 1087-1089
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111-4-991	New	V. 16, p. 456, 457	through			through		
111-4-992			111-7-32	New	V. 7, p. 1194-1196	111-10-9	New	V. 8, p. 136-138
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111-4-1012	New	V. 16, p. 689-694	through			<b>AGENCY 112: KANSAS RACING AND GAMING COMMISSION</b>		
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111-4-1016	New	V. 16, p. 1045, 1046	through			112-3-21	New	V. 16, p. 1151
111-4-1017			111-7-54	Revoked	V. 13, p. 340	112-4-1	Amended	V. 16, p. 1151
through			111-7-46	Amended	V. 11, p. 1152	112-4-4a	New	V. 15, p. 182
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111-4-1038			111-7-55			112-4-14b	Amended	V. 15, p. 1379
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111-4-1041	New	V. 16, p. 1209, 1210	111-7-63	Revoked	V. 10, p. 1217	112-5-1	Amended	V. 15, p. 1125
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111-5-19	Revoked	V. 15, p. 291	111-7-66a	Revoked	V. 13, p. 340	112-10-35	Amended	V. 15, p. 1126
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111-5-33	New	V. 11, p. 415-418	111-7-78	Amended	V. 15, p. 1188	112-11-20	Amended	V. 15, p. 1127
111-5-21	Revoked	V. 15, p. 291	111-7-76			112-16-14	Amended	V. 16, p. 380
111-5-22	Amended	V. 13, p. 1438	through			112-17-15	Amended	V. 15, p. 888
111-5-23	Amended	V. 15, p. 1059	111-7-78	New	V. 11, p. 1478-1480	112-18-3	Amended	V. 16, p. 1152
111-5-24	Amended	V. 11, p. 983	111-7-79	Revoked	V. 13, p. 340	112-18-21	New	V. 15, p. 1589
111-5-25	Amended	V. 15, p. 1059	111-7-80			112-18-22	New	V. 15, p. 1590
111-5-27	Amended	V. 11, p. 482	through			<b>AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS</b>		
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111-5-34	New	V. 12, p. 318	111-7-83	Amended	V. 15, p. 1189	115-2-5	Amended	V. 15, p. 1093
111-5-34a	Amended	V. 14, p. 1098	111-7-84			115-4-1	Amended	V. 16, p. 823
111-5-35			through			115-4-3	Amended	V. 16, p. 824
through			111-7-93	Revoked	V. 15, p. 291	115-4-5	Amended	V. 16, p. 825
111-5-38	Revoked	V. 13, p. 1439	111-7-94	Revoked	V. 13, p. 340	115-4-6	Amended	V. 16, p. 826
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111-5-44	New	V. 15, p. 1022, 1023	111-7-118	Revoked	V. 15, p. 291, 292	115-14-3	Amended	V. 16, p. 1175
111-5-45			111-7-119			115-14-9	Amended	V. 16, p. 1175
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111-5-50	New	V. 15, p. 1060-1062	111-7-127	New	V. 15, p. 1189-1191	115-30-6	Amended	V. 16, p. 249
111-5-52			111-7-122	Amended	V. 15, p. 1477	<b>AGENCY 117: REAL ESTATE APPRAISAL BOARD</b>		
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111-5-63	New	V. 16, p. 1085-1087	111-8-1	New	V. 7, p. 1633	117-4-2	Amended	V. 16, p. 304
111-5-46	Amended	V. 15, p. 1186	111-8-2	New	V. 7, p. 1633	117-6-3	Amended	V. 15, p. 489
111-5-51	New	V. 15, p. 1477	111-8-3	Amended	V. 10, p. 886	117-8-1	Amended	V. 15, p. 490
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111-6-15	New	V. 7, p. 213-217	111-8-5					
111-6-1	Amended	V. 15, p. 1445	through					
111-6-3	Amended	V. 14, p. 313	111-8-13	New	V. 7, p. 1634			
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**AGENCY 121: DEPARTMENT OF CREDIT UNIONS**

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121-5-1	New	V. 16, p. 1048
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**AGENCY 122: POOLED MONEY INVESTMENT BOARD**

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122-3-5	Amended	V. 16, p. 43
122-3-7	Amended	V. 16, p. 43

122-3-9	Amended	V. 16, p. 44
122-3-10	Amended	V. 16, p. 44
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122-4-1	Amended	V. 16, p. 44
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**AGENCY 123: JUVENILE JUSTICE AUTHORITY**

Reg. No.	Action	Register
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